



JOURNAL OF THE SENATE

OF THE

STATE OF GEORGIA.

Monday, 5th November, 1821.

At an annual session begun and held in the Town of Milledgeville, in the State-House, on Monday, the fifth day of November, in the year of our Lord one thousand eight hundred and twenty-one. The Hon. Peter Crawford being called to the Chair—the following members elect appeared, produced their credentials, and having taken the oath required by the Constitution of this State, and to support the Constitution of the United States, administered to them by Harris Allen, Esq. a Justice of the Inferior Court, for the County of Baldwin, took their seats, viz :—

From the County of Putnam, the Hon. William E. Adams.
From the County of Burke, the Hon. Alexander M. Allen.
From the County of Tatnall, the Hon. Jonathan B. Bacon,
From the County of Scriven, the Hon. James Blackmon.
From the County of Laurens, the Hon. David Blackshear.
From the County of Hancock, the Hon. Eppes Brown.
From the County of Effingham, the Hon. Benjamin Burton.
From the County of Habersham, the Hon. Benjamin Cleveland.
From the County of Telfair, the Hon. John Coffee.
From the County of Columbia, the Hon. Peter Crawford.
From the County of M'Intosh, the Hon. William A. Dunham.
From the County of Madison, the Hon. James Eberhart.
From the County of Hall, the Hon. Nehemiah Garrison.
From the County of Camden, the Hon. John Hardee.
From the County of Chatham, the Hon. Edward Hardens.
From the County of Lincoln, the Hon. Micajah Henly.
From the County of Washington, the Hon. John Irwin.
From the County of Early, the Hon. Robert Jackson.
From the County of Walton, the Hon. Joseph James.
From the County of Franklin, the Hon. James H. Little.
From the County of Montgomery, the Hon. Duncan McCrimmon.
From the County of Jackson, the Hon. Wm. D. Martin.
From the County of Bryan, the Hon. John J. Maxwell.
From the County of Morgan, the Hon. James Mitchell.
From the County of Clarke, the Hon. Thomas Mitchell.
From the County of Jones, the Hon. Julius C. B. Mitchell.
From the County of Irwin, the Hon. Lud Mobley.
From the County of Wayne, the Hon. Wm. O'Neal.
From the County of Oglethorpe, the Hon. Bird Parks.
From the County of Glynn, the Hon. Samuel Piles.

JOURNAL

OF

THE SENATE

OF

THE STATE OF GEORGIA.

AT AN ANNUAL SESSION

OF

THE GENERAL ASSEMBLY,

BEGUN AND HELD AT

MILLEDGEVILLE, THE SEAT OF GOVERNMENT,

IN NOVEMBER AND DECEMBER, 1821.

MILLEDGEVILLE:

PRINTED BY CAMAK & HINES.

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1821.

From the County of Rabun, the Hon. Tilghman Powell.
 From the County of Gwinnett, the Hon. George Reid.
 From the County of Warren, the Hon. Dennis L. Ryan.
 From the County of Baldwin, the Hon. William Searcy.
 From the County of Liberty, the Hon. John Stephens.
 From the County of Greene, the Hon. Thomas Stocks.
 From the County of Emanuel, the Hon. Stephen Swain.
 From the County of Wilkes, the Hon. Matthew Talbot.
 From the County of Appling, the Hon. Richard Walker.
 From the County of Twiggs, the Hon. Ezekiel Wimberly.—And
 From the County of Elbert, the Hon. William Woods.

On motion, the Chairman adjourned the members until to-morrow morning, 10 o'clock.

Tuesday, 6th November, 1821.

Mr. Crawford took the Chair.

The following members appeared, produced their credentials, and having been duly sworn before Harris Allen, Esq. Justice of the Inferior Court, for the County of Baldwin, took their seats, viz :—

From the County of Jefferson, the Hon. Wm. H. Jackson.

From the County of Jasper, the Hon. Jarrell Beasley.

From the County of Pulaski, the Hon. William Hawthorn.

From the County of Wilkinson, the Hon. Wm. Beck.

They then proceeded to the choice of their President, and on counting the ballots it appeared that the Hon. Matthew Talbot was elected.

Also, to the choice of their Secretary, and counting out the votes it appeared that William Robertson was elected.

Came the Hon. Samuel S. Lockheart, from Bulloch County, and being duly sworn by the President, took his seat.

They then proceeded to the choice of a Messenger, and on counting the votes it appeared that Henry Williams was elected.—And

To the choice of Door-Keeper, and on counting out the votes it appeared that Rhodam Greene was duly elected.

On motion of Mr. Brown,

Resolved, That the Secretary of Senate inform the House of Representatives, that the Senate is now organised, having made choice of the Hon. Matthew Talbot their President, and William Robertson their Secretary, and are ready to proceed to business.

On motion of Mr. Harden,

Resolved, That the rules for the Government of Senate at the last session, be in force the present session.

Mr. Stocks laid on the table the following resolution :

Resolved, That the President do now proceed to the appointment of Joint Standing Committees, on the part of the Senate.

Mr. Ryan gave notice, that, after to-morrow he will move for the appointment of a committee to prepare and report a bill to alter and amend the second section of the second article of the Constitution of the State of Georgia, so as to make the Governor elective by the people.

On motion of Mr. Powell,

Resolved, That a Committee on Privileges and Elections be appointed.

Ordered that Messrs. Powell, Beasley, and Swain be that committee.

Mr. Lockheart gave notice, that he will, on to-morrow, move for a Committee to prepare and report a bill to establish the fees of the public officers of this State, on all grants that may be issued for lands lately obtained from the Creek Nation of Indians.

On motion of Mr. Cleveland,

Resolved, That ——— be a Committee on the part of Senate to join such as may be appointed by the House of Representatives, to wait on his Excellency, and inform him that the General Assembly is now organised, and are ready to receive any communication that he may think proper to lay before them—which was read and ordered to lie on the table.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—I am directed to inform the Senate, that the House of Representatives having organised, have made choice of the Hon. David Adams their Speaker, and William Turner, their Clerk, and are ready to proceed to business. They have passed a resolution appointing, on their part, a Committee to wait on his Excellency the Governor, and inform him that the Legislature are convened and ready to proceed to business—and he withdrew.

The Senate took up the message, and joined on their part, Messrs. Cleveland, Stocks, and Stephens.

Mr. Cleveland, from the Committee to wait on his Excellency the Governor, reported :

That his Excellency the Governor would immediately lay his communication before the Senate.

The following communication with accompanying documents, was received from his Excellency the Governor, by his Secretary Mr. Burch; which being read was ordered to lie on the table. viz :

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 6th Nov. 1821. }

*Fellow-Citizens of the Senate and
House of Representatives,*

You have again convened as the representatives of the people, clothed with the authority of legislating for the general good. Regarding the period as auspicious, I indulge the hope that it will be zealously improved in giving strength and durability to those institutions which it is the pride and the duty of every patriot and philanthropist to cherish. You have intrusted to you the destinies of a rich and rising state; rich in her genius and resources, and rising in her consequence and importance as a member of the union.

The constitution, in distributing its requirements, has made it the duty of the Executive to "give to the General Assembly from time to time, information of the state of the republic, and recommend to their consideration such measures as he may deem necessary and expedient." In obedience to this command, I proceed to lay before you such subjects as present themselves to my mind, as being proper for legislative consideration. In a state like ours, undergoing continual changes on

Account of the extension of its limits, much local legislation is made necessary, which might otherwise be avoided. The leading points to which your attention ought to be more particularly turned at this time, appear to me, to be Public Education and Internal Improvement. To define the objects, and to trace the effects of these, would be an unnecessary labor, because they are already obvious to every attentive and observing mind. But that the first should not be overlooked or forgotten, those who have gone before us, have directed in the 13th section of the 4th article of the Constitution that "the arts and sciences shall be promoted in one or more seminaries of learning and the legislature shall as soon as conveniently may be, give such further donations and privileges to those already established, as may be necessary to secure the objects of their institution." Here an obligation is imposed, the wisdom of which becomes the more manifest, when we consider the characters of those who founded our republic, and the concurring opinions of distinguished statesmen of the present day. But a still higher sanction is derived from the father of our republic, who has said, "that in proportion as the structure of government gives weight to public opinion, it is essential that public opinion should be enlightened."—Under the influence of principles like these, the endowment of a University and of county academies, has at different periods, been attempted by the legislature. It is a fact however, much to be lamented, that our literary institutions have not as yet answered the expectations of their benevolent founders. The reason perhaps may be found in a want of age and experience, and in a disproportion between the means furnished and the ends intended. We have now, I consider, passed beyond the embarrassments of the first, and our increasing resources are sufficient to obviate the last. The legislature of 1817, acting under this belief, appropriated the sum of two hundred and fifty thousand dollars for the future establishment and support of Free Schools throughout the state. This fund has been increased by the addition of lands designated in an act of 1818. The system of Free Schools seems to have been ingrafted on the original scheme as suggested in the Constitution. While I consider it more benevolent in design, I fear it will be more difficult to be carried into effect. With a view to a furtherance of the plan, a committee was appointed at the last annual session, to prepare, arrange and digest a system for free schools, and to report the same to the House of Representatives on or before the 10th day of the present month. Looking to this committee for an examination of the subject in detail, I indulge the hope that such result will be furnished as will operate to the general diffusion of knowledge amongst the destitute part of our population. The resources of the state when reduced to our control will be sufficient to support the most liberal encouragement of the University, County Academies, Private Schools, and Internal Improvement. For the advancement of these objects, resources were created and to these they ought to be applied.

You will discover from a report of the Surveyor General herewith transmitted, that fifty lots subject to be drawn for in the last lottery remain undisposed of. These together with districts 12 and 13 in Appleton county, and the very valuable fractions and reserves furnished by the lands lately acquired, form a fund with which the Legislature may conduct an extensive enterprise of any description for the respectability of the state and the good of the community.

In connexion with this subject, and in compliance with the request of the Legislatures of the States of Maryland and New-Hampshire, I lay before you resolutions of those Legislatures relating to appropriations made by Congress for the purposes of education. These proceedings are so sound in principle, and so ably supported, that I consider them entitled to particular consideration.

Resolutions have been passed heretofore in 1817 and 1819 directing an investment of the Free School fund, and the fund for internal improvement in safe and profitable stock. These resolutions have not been carried fully into effect. The omission has arisen in part from the difficulty of finding a sufficient amount in market which could be considered both "safe and profitable." Although the resolution did not so direct, yet I considered it good policy to make the investment in stock of the banks of our own State. In looking to the condition of those institutions, a great difference is found to exist in the price of their stock; some at so great an advance beyond par value, and others so much below it, as to render it equally imprudent to purchase either. If individuals remarkable for the prudent management of their funds, have well founded reasons to curtail their stock property, those reasons become stronger when applied to this important appropriation. But the present and future generations being deeply interested in the product of the Free School fund, it becomes matter of concern that it should be so managed as to be safe and productive. How this is to be effected, will be for the Legislature to determine. By an examination of the charters of the different Banks, it will be easily ascertained which affords the most security, and experience will settle the question as to profit. I would suggest it as matter of proper investigation, whether the capital stock of such Bank could not be so enlarged as to admit the investment of such funds as the State might wish to dispose of in that way.

The internal improvement of the State, I consider as an object which well deserves and will no doubt meet your serious consideration. The State has certainly acquired that strength and maturity which enables her to take efficient measures upon a subject so immediately connected with her future growth and prosperity. The extent of our territory, the amount and value of its productions, its capacity to afford a market for other States, render it a matter of the first consequence, that the facilities of intercourse and transportation should be as extensive as possible. The improvement of our highways through the agency of road laws, has had a fair experiment. This has been a fruitful subject of legislation, and but little benefit has resulted to the community. In fact, the difference between the effect produced by the present road laws and no laws at all, would not, I consider, be very striking. Whether the defect be in the law or in the want of its execution, the consequence to the community is the same. Other States have made advances in this department highly to their credit, but more conspicuously to their convenience. Difficulties seemingly insurmountable have been overcome, and points originally remote have been brought in near connection. These great and desirable objects have been effected by the means of turnpikes and navigation. In the first, Georgia has made no experiment; and in the latter, her experiments have in a great degree been unsuccessful. These lessons, experience, will be profitable, and we shall

able to proceed more advantageously for the future, by avoiding the errors of the past. There are great and leading market roads in the State, which might be subjected to the turnpike system, much to the convenience of the community, and perhaps to the individual profit of those who might feel disposed to embark in such an enterprise. I am of opinion that such a work would succeed best by the incorporation of companies, and by uniting the funds and exertions of individuals with those of the State. In any plan of internal improvement, much aid was anticipated by the Legislature from the appointment of an Engineer. No appointment, however, has yet been made. I lay before you the correspondence which has been had upon the subject, by which you will be the better enabled to determine whether the office should have been conferred, or for the present withheld. For the past year, no satisfactory survey could have been made of any of our rivers, on account of the continual rains by which they have been flooded. The law creating this office provides a competent salary to attract the attention of one of competent genius and practical information, and none other ought to be selected. Upon his draughts, reports, and estimates, it is probable much legislation would be founded. It is, therefore, the more important that they should be such as to form a safe reliance. A wasteful use of the public treasure has already occurred, by large expenditures on useless or impracticable works, founded on loose and erroneous calculations. The improvements which are progressing upon the Savannah, Tugaloo, and Oconee rivers, will be more fully explained to you by the documents herewith transmitted, containing a correspondence with his Excellency the Governor of South Carolina, and the reports of different Boards of Commissioners. The policy of that State seems to be liberal and energetic, and I should hope that none other will be adopted by Georgia.

Proceedings are still pending in the District Court of the United States, in relation to certain Africans introduced into the State in violation of law. For a time these proceedings were delayed by claims interposed by William Bowen and Miguel De Castro. Upon the dismissal of these claims, it was hoped that no further obstacle to a speedy decision would have presented itself. But while an allegation was in progress, at the instance of the State, for the purpose of a condemnation of the property, a new and unexpected claim has made its appearance in the name of John Madrazo, seeking a recovery of the negroes on hand, and the proceeds of those that have been sold. For want of such condemnation, the resolution of the last Legislature, directing a disposition of the Africans, has not been complied with. This last claim having been represented to me by the counsel employed, as being prosecuted by counsel, able and numerous, to wit: Messrs. Harris, Charlton, Bulloch, Wayne, and Wilde, I have engaged the services of assistant counsel, Messrs. Davies and Law, and directed an early determination of the case. From a late interview with Judge Davies, I have reason to expect a decision on the second Tuesday of the present month. But from the invention of those claiming to be interested, it may be protracted still longer.

I communicate to you the proceedings of the Legislature of the State of Ohio, upon the subject of a contest between ~~the State of~~ the United

The fund arising from the sale of fractions in the years 1806 and 1807, has been so delayed in its collection, as that considerable loss is expected. For further information, I refer you to a correspondence with the Solicitor-general of this circuit, and with John W. Burney, Esq. a copy of which is communicated.

Soon after the adjournment of the extra session of the Legislature in May last, as directed by resolution, I wrote to the Secretary of War, with a view to obtain an enlargement of the instructions issued to James P. Preston, Esq. the Commissioner appointed by the President to settle the claims of our citizens against the Creek Nation, under the late treaty made at the Indian Springs. I transmit you a copy of the letter and the reply. The Commissioner proceeding under the enlarged instructions, has been for some time at Athens, and as I am informed, has acted on a large amount of citizens' claims. Claimants are still presenting themselves, and I consider it proper that the commission should continue open in this State or elsewhere, to meet the exigencies of those who have not come in, either from want of information or from the difficulty of procuring testimony. It is matter of congratulation, that these demands, so just and so old, are about to be ascertained and satisfied.

The Governors of Alabama and Tennessee have been written to upon the subject of a further acquisition of territory. The subject is deeply interesting to the State, and to the individuals who compose it. Until we stand upon the whole of the territory which we own, and carry our settlements to our ultimate limits, any general and permanent system of public improvement will be attended with difficulties, and measurably retarded. Copies of the letters above alluded to are laid before you.

A statement of warrants drawn on the Treasurer, during the political year eighteen hundred and twenty-one, and a list of Executive appointments accompany this message.

Two statements, one by the President of the State Bank, and the other by the President of the Darien Bank, as required by resolution, are in the Executive office, subject to your examination.

The printing of the Digest compiled by L. Q. C. Lamar, Esq. under the authority of the State, has been contracted to be performed by T. S. Hannon. By the contract, the delivery of the requisite number of copies was to take place by the first day of March next, yet I have assurances that the books will be ready for distribution in the course of your present session.

By the copy of a letter herewith communicated, you will be informed, that the Hon. Freeman Walker, has resigned his seat in the Senate of the United States. This resignation is to be regretted, that gentleman having been enabled by his talents, and disposed from principle, to be serviceable to his country, and to give efficient opposition to some great and leading measures, by the success of which, it is believed, the southern interests would have been materially affected. The appointment of a successor will devolve on you, and it is desirable that it should be made as early as convenient.

A question of some magnitude has lately been submitted by the Legislature to the decision of the people. A statement of the result you will find annexed, by which it appears that a large majority are opposed to a convention.

The constitution under which we live has been in operation near twenty four years. It was formed, it is true, when the state of our country was comparatively rude and uncultivated, yet partaking of the republicanism for which our fathers fought, it has led us to an elevation from which we have a full view of our growing prosperity. In these times of public excitement, I am of opinion that the people have decided rightly in not committing their safety to the storm. It cannot be supposed that this public excitement has escaped my attention, and no man more than myself regrets its extent, and the painful feuds which it has produced. This regret would be greatly heightened, if, upon a dispassionate review of the whole ground, I could believe that the cause of such dissension could be properly attributed to myself. The impartial observer must have discovered the true source, and having done so, must be prepared to acquit me of all accountability. It is no matter of surprise that parties should exist, for they are always to be found where the people are free; and no evil is to be apprehended until they degenerate into faction. When this occurs, the public good gives way to the unworthy feelings of disappointed ambition. Amid the struggles which have taken place for some time past, we have heard an honest difference of opinion temperately expressed, we have seen the warmer conflicts of party, and we have seen too, some of the works of faction. The traces of the latter are to be found in some of the attempts which have been made to disparage my administration. Of this character I view those proceedings, which, in the *pretended* form of legislative privilege, and in language heated and indecorous, express a censure of one of my official acts, as being "a departure from the essential limits of the Constitution." This act may have contained too much of energy, and produced too much good to accord with the views and wishes of some, yet I feel that it is consistent "with the unalterable principles intended for all times," and shall have no fears in submitting it to the decision of the wise and unprejudiced. I was a Georgian before the Constitution was formed, and have reason to remember some of the events which gave it birth. I have witnessed its growth; and in its maturity was called to administer it. I have done so, with a conscientious regard to its principles and the sanctity of its character, and with a zealous endeavor to advance the interest of the community. That I may have erred, I shall not deny, and from error there are none exempt. My constitutional term of service is about to expire: I return my grateful acknowledgments for the dignified trust so honorably conferred, and hoping that under the influence of harmony and good feeling, you may legislate to the advancement of public education, internal improvement, good order and virtue.

I am your fellow-citizen,

JOHN CLARK.

The Senate adjourned until ten o'clock to-morrow morning.

Wednesday, 7th November, 1821.

Mr. Stocks called up the resolution for the appointment of Standing Joint Committees, and the President proceeded to the appointment of the said several Committees on the part of Senate.

On the state of the Republic.

Messrs. Blackshear, Henly, Hardin, Stocks, Ryan, Dunham, and Irwin.

On Finance.

Messrs. Brown, Cleveland, Jackson, of Early, Maxwell, and Crawford.

On Internal Improvement.

Messrs. Coffee, Allen, Woods, Mitchell, of Jones, Little, Martin, and Piles.

On the Penitentiary.

Messrs. Adams, Wimberly, Reid, Hardee, and Searcy.

On Free Schools.

Messrs. Stevens, Mitchell, of Clark, Lockheart, Jackson, of Jefferson, Blackman, Parks, and Bacon.

On Banks.

Messrs. Ryan, Hardin, Stocks, Dunham, and James.

On Printing.

Messrs. Mitchell, of Morgan, Beck, and R. Walker.

On Enrollment.

Messrs. Henly, Eberhart, and O'Neal.

Mr. Cleveland gave notice, that he will, after to-morrow, move for a Committee on part of Senate, to join such Committee as may be appointed by the House of Representatives, to prepare and report a bill to dispose of such part of fractional surveys as was not disposed of in conformity of a law passed the 10th of May last, viz. in the Counties of Walton, Gwinnett, Habersham, and Rabun.

Mr. Hardin gave notice, that he will to-morrow introduce a bill, to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer.

On motion of Mr. Dunham,

Resolved, That the Executive appointment of Dr. Charles West, as Commissioner of M'Intosh County Academy, in place of Gen. Francis Hopkins, deceased, be, and the same is hereby confirmed. And that Hampden M'Intosh and Virgil H. Vivion, Esq's. be appointed Commissioners of said Academy, in place of Dr. James Troup and William Dunham, resigned.

Mr. Jackson, of Early, gave notice, that he will after to-day ask leave to introduce a bill, to be entitled an act to divide the County of Early.

A message from the House of Representatives, by Mr. Turner, their Clerk.

Mr. President—The House of Representatives have passed a resolution, that both branches of the Legislature will convene on Thursday next, at 12 o'clock, in the representative chamber, for the purpose of electing a Governor.

They have passed a resolution of, and in favor of the compiler of the Digest of the Laws of Georgia—and he withdrew.

The Senate took up the message, and concurred in the several resolutions.

Mr. Lockheart gave notice, that he will on to-morrow move for the appointment of a Committee to prepare and report a bill to alter the seventh section of the first article of the Constitution.

Mr. Henly gives notice, that he will after to-day move for the appointment of a Committee to prepare and report a bill to vest in Nancy M'Culloch, formerly Nancy Blalock, such property that she may hereafter acquire.

Mr. Lockheart, agreeably to notice, moved for the appointment of a Committee to prepare and report a bill to establish the fees of the public officers of this State on all grants that may be issued for lands lately acquired from the Creek Nation of Indians.

Ordered that Messrs. Lockheart, Mobley, and M'Crimmon, be that Committee.

On motion of Mr. Hardin,

Resolved, That both branches of the General Assembly will convene in the chamber of the House of Representatives on Saturday next, at 12 o'clock, for the purpose of electing a Senator in the Congress of the United States, to fill the vacancy occasioned by the resignation of the Hon. Freeman Walker; and, also, a Commissioner of the Land Lottery, to fill the vacancy of David Terrell, resigned.

Mr. Stevens gave notice, that he will after to-morrow ask leave to introduce a bill to be entitled an act to explain an act passed the 22d December, 1820, authorising the Justices of the Inferior Court of Liberty County to levy an extra tax, for the purpose of building a Jail in said County.

Mr. James gave notice, that he will after this day move to have a Committee appointed to prepare and report a bill to alter and define the line between the Counties of Walton and Henry, and to add a part of Walton to Henry, and a part of Henry to Walton.

Mr. Jackson, of Early, gave notice, that he will after to-day move for leave to introduce a bill, to be entitled an act to divorce and separate William Dickson and Elizabeth, his wife, formerly Elizabeth M'Donald.

Mr. Henly gave notice that, after to-day, he will move for the appointment of a Committee to prepare and report a bill to declare the force and effect of Judgments for a limited time.

The Senate took up the several documents which accompanied the communication of his Excellency the Governor of yesterday, which were severally read and referred, to wit: document No. 1, containing a report of the Surveyor-general, in relation to fifty lots of land, &c.; No. 5, containing a report of the General Assembly of the State of Ohio, upon the subject of the proceedings of the Bank of the United States, in the United States' Circuit Court, &c.; No. 7, containing a copy of the correspondence with the Secretary of War, and additional instructions to James P. Preston, Esq.—were severally referred to the Joint Committee on the state of the Republic.

No. 2, containing copies of sundry resolutions of the States of Maryland and New-Hampshire, on the subject of public education, &c.—was referred to the Joint Committee on Free Schools.

No. 3, containing the copy of a correspondence relative to the appointment of an Engineer; and No. 4, containing the copy of a cor-

correspondence with the Governor of South-Carolina, respecting the navigation of Savannah river, and the reports of the Commissioners of the Oconee and Tugalo rivers, were severally referred to the Joint Committee on Internal Improvements.

No. 6, containing a copy of a correspondence with the Solicitor-general of the Ocmulgee Circuit, &c. relative to debts due the State; and No. 12, containing a statement of warrants drawn on the Treasurer by the Governor during the political year 1821, or between the first Monday in November, 1820, and the first Monday in November, 1821, were severally referred to the Joint Committee on Finance.

No. 8, containing the copy of a letter from Governor Clark to the Governors of Tennessee and Alabama; No. 9, being the copy of a letter from the Hon. Freeman Walker to Governor Clark, containing his resignation as a Senator in the Congress of the United States; No. 10, being a statement of the votes given at the general election on Monday the 1st October ult. on the propriety of a Convention; and No. 11, containing a list of Executive appointments since May last, were severally ordered to lie on the table.

The Senate adjourned until to-morrow morning, 10 o'clock.

Thursday, 8th November, 1821.

Mr. Bacon notified the Senate, that he will, on to-morrow, ask leave to introduce a bill, to be entitled an act to extend the time for persons to take out their grants in this State, so far as relates to lands surveyed on head rights and bounty warrants.

Agreeably to notice, Mr. Harden introduced a bill, to be entitled an act to establish a board of public works, and to abolish the office of Topographical and Civil Engineer—which was read the first time.

Mr. Allen gives notice that he will, after to-morrow, move for the appointment of a committee to prepare and report a bill to alter and amend so much of the thirty-second section of the Judiciary, passed on the 16th day of February, 1799, as respects claims of property in the Superior and Inferior Courts of this State.

Mr. Adams gives notice that he will, on some future day, apply for a committee to be appointed to prepare and report a bill to incorporate the Union Academy of Putnam County.

Agreeably to notice, Mr. Ryan moved for the appointment of a committee, to prepare and report a bill to alter and amend the second section of the second article of the Constitution of the State of Georgia, so as to make the Governor elective by the people.

Ordered, that Messrs. Ryan, Harden, Crawford, Burton, and Wimberly, be that committee.

Mr. Martin presented a petition from a number of the inhabitants of Jackson County, and from the Judge of the Superior Court of the Western Circuit, in favor of Richard Strickling and Robert Stapler, which was read and referred to a select committee, consisting of Messrs. Martin, Coffee, and Reid.

On motion of Mr. Harden,
Resolved, That the Printing Committee, be and they are hereby instructed to contract for the printing of one hundred and fifty copies of the bill to establish a board of public works, for the use of the members of the Legislature.

A message from the House of Representatives, by Mr. Turner, their Clerk :—

Mr. President—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative Chamber, to proceed to the election of Governor of this State, agreeable to the Constitution—and he withdrew.

Whereupon the Senate proceeded to the Representative Chamber, and being seated, proceeded by joint ballot, to the election of Governor of this State, agreeable to the Constitution, and a joint and concurred resolution of both branches of the General Assembly, and on counting out the ballots it appeared that His Excellency John Clark, was duly re-elected Governor of said State.

The Senate returned to their chamber, and adjourned until to-morrow morning ten o'clock.

Friday, 9th November, 1821.

Mr. Henly called up his notice for the appointment of a Committee to prepare and report a bill to vest in Nancy M'Culloch, formerly Nancy Blalock, such property that she may hereafter acquire.

Ordered that Messrs. Henly, Hawthorn, and Woods, be that committee.

Mr. Cleveland called up the resolution for a Joint Committee, to prepare and report a bill to dispose of such parts of fractional surveys as were not disposed of in conformity with a law passed 10th day of May last, to wit: in the Counties of Walton, Gwinnett, Hall, Habersham, and Rabun.

Ordered, that Messrs. Cleveland, Stocks, and Garrison, be the committee, on the part of the Senate.

On motion of Mr. Mitchell, of Morgan,

Ordered, that Mr. Mitchell, of Clark, be added to the Committee on Printing.

On motion of Mr. Jackson, of Early.

Resolved, That a Committee be appointed to join such Committee as may be appointed by the House of Representatives, to wait on his Excellency the Governor, and inform him of his re-election, and to know of him whether he accepts said appointment, and when he will attend in the Representative Chamber, to take the oath of office.

Ordered, that Messrs. Jackson, of Early, Allen, and Henly be the Committee on the part of the Senate.

Mr. Mitchell, of Jones, gave notice that he will, after to-day, move for a committee to prepare and report a bill to be entitled an act to incorporate the Clinton Academy.

A message from the House of Representatives, by Mr. Turner their Clerk :

Mr. President—The House of Representative have concurred in the resolution on appointing standing joint committees, and have appointed committees on their part, to wit:—on the state of the Republic—on Finance—on Internal Improvement, with an amendment add “Agriculture,” and on the Penitentiary System—on Education and Free Schools—on Banks—on Printing, and on Enrollment.

They have concurred in the resolution confirming the Executive appointment of Dr. Charles West, a commissioner of McIntosh Academy, &c.

In the resolution instructing the Printing Committee to have printed one hundred and fifty copies of the bill to establish a board of Public Works.

In the resolution to proceed on Saturday next, to the election of a Senator in the Congress of the United States, &c. with an amendment. Also a Solicitor General for the Eastern District, in place of William Law, Esq. resigned.

In the resolution to wait on his Excellency the Governor, and inform him of his re-election, and have appointed a committee on their part.

They have added Mr. Golding and Mr. Lampkin to the Committee on Printing—Mr. Martin to the Penitentiary Committee—and Mr. Bledsoe to the Committee on the state of the Republic.

They have appointed on their part, a Committee on the Judiciary ; and on their part, a committee to compose a Military Joint Committee.

The Senate took up the message and agreed to the amendment, to insert Solicitor General, Eastern Circuit, in the election of Saturday next.

They concurred in the resolution appointing a Joint Military Committee, and appointed a Committee on their part, consisting of Messrs. Wimberley, Irwin, Coffee, Cleveland, and Adams.

They also concurred in the resolution appointing a Joint Committee on the Judiciary, and joined on their part Messrs. Ryan, Henly, Stocks, Crawford, and Jackson, of Jefferson.

On motion of Mr. Coffee,

Ordered, that Mr. Hardin be added to the Joint Committee on Agriculture and Internal Improvement.

On motion of Mr. Burton,

Resolved, That Wm. Bird and Gottlieb Earnest, Esquires, be appointed Commissioners of the Academy of Effingham County, in the place of Robert Burton and C. Truitlen, Esquires, resigned.

Mr. Lockheart, from the Committee appointed, reported a bill to be entitled an act to establish the fees of the public officers of this State on all grants that may be issued for lands lately obtained from the Creek Nation of Indians at the Indian Springs, which was read the first time.

Mr. Walker, of Appling, gave notice, that he will after to-day, move for the appointment of a Committee to prepare and report a bill to alter and change the names of certain persons.

On motion of Mr. Ryan,

Ordered, that Mr. Stocks be added to the Committee to prepare and report a bill to alter and amend the second section of the second article of the Constitution of this State.

The bill to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer, was read the second time and ordered for Committee of the Whole.

The President laid before Senate the following communication from the Treasurer, accompanied by his abstract, viz :

TREASURY OFFICE, GEORGIA, }
Milledgeville, 9th Nov. 1821. }

To the Hon. the President of the Senate,

SIR—Herewith, I have the honor to lay before the branch of the General Assembly over which you preside, an abstract of the Treasury of the State on the 4th of November inst. and am, with great consideration and respect,

Your obedient servant,

GEO. R. CLAYTON.

Which was read and referred to the Joint Committee on Finance.

On motion of Mr. Ryan,

Resolved, That the Printing Committee be instructed to contract with a printer to print one hundred and fifty copies of the Treasurer's Abstract, for the use of the members of each branch of the General Assembly.

Agreeably to notice, Mr. Stevens introduced a bill to be entitled an act to explain an act passed the 22d December, 1820, to authorise the justices of the Inferior Court of Liberty County to levy an extra tax, for the purpose of building a jail in said County, which was read the first time.

Mr. Jackson, of Early, from the Joint Committee appointed to wait on his Excellency the Governor, and inform him of his re-election, reported :

That the Committee had performed the duty assigned them, and received for answer from his Excellency, that he would attend in the representative chamber this day, at half past 12 o'clock, to take the oath of office.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—I am directed to inform the Senate, that the House of Representatives are now ready to receive them in the representative chamber, for the purpose of inaugurating the Governor elect—and he withdrew.

Whereupon the Senate proceeded to the chamber of the House of Representatives, and being seated,

The Committee of Arrangement conducted his Excellency, John Clark, re-elected Governor of this State, to a seat prepared for him between the President of the Senate and Speaker of the House of Representatives, and the state-house and judicial officers, and the Hon. Robert Raymond Reid, Member of Congress, who attended him, having taken their seats, his Excellency made an appropriate address, and took the oath prescribed by the Constitution of this State, and to sup-

A.N. ABSTRACT OF THE TREASURY

Table with 2 columns: Description, Amount. Rows include BANK STOCK OWNED BY THE STATE, 5000 Shares in the Bank of the State of Georgia, and various bank shares.

For balance on the 31st of October, 1820. Received of the Commissioners appointed to sell the fractions in the counties of Walton, Gwinnett, Hall, Habersham and Rabun, Forwarded to the Treasury Office by the Inferior Courts of Walton and counties, Received of the Commissioners appointed to sell the States' part of fraudulently drawn in the first and second Land Lotteries, Deduct from the bonds for forfeited Land and fractions the amounts of capital paid on account thereof, as per cash act annexed below, Franklin's receipt, the amount carried to the credit of A. G. S. Solicitor General, and from bonds and notes for Indian Goods amount carried to the credit of Robert Walker, Solr. General.

Balances 4th November 1821

Table with 2 columns: Description, Amount. Rows include For amounts paid into the Treasury between the 1st of November 1821 and carried to the credit of the aftermentioned accounts, General Tax of 1820, and various interest payments.

Table with 2 columns: Description, Amount. Rows include Direct Tax, 1813, Principal, 104 11, Interest, 45 11, and Do. 1815.

Table with 2 columns: Description, Amount. Rows include Vendue Tax, Robert Walker, Solicitor General, Middle District, Dividends on Augusta Bank Stock, and various interest payments.

Table with 2 columns: Description, Amount. Rows include Fund from fees on grants for Land in B. & W. L. C., Do. Do. Grants and Testimonials, and various interest payments.

Table with 2 columns: Description, Amount. Rows include Tax on Pedlars, Bonds for fractions & square Lots sold in 1811—Principal, 173 53, Interest, 226 47.

Table with 2 columns: Description, Amount. Rows include Bonds for forfeited Land, Principal, 1,261 90, Interest, 257 10.

Table with 2 columns: Description, Amount. Rows include Bonds for fractions in B. & W. L. C., Principal, 2,571 12 1 2, Interest, 820 28.

Table with 2 columns: Description, Amount. Rows include Trustees of the University, Adam G. Saffold, Solicitor General, Tax on Bank Stock, and Fractional Surveys reserved by Land Act of 1818.

Table with 2 columns: Description, Amount. Rows include For balance in the Treasury, the 31st of October, 1820, as per abstract submitted to the Legislature the 9th of November, 1820.

Table with 2 columns: Description, Amount. Rows include For balance on the 4th of November 1821.

Table with 12 columns: Principal of Bonds, Principal of Bonds given for fraction in Baldwin & Winkinson counties, 2d session, Price, due on Bonds given for fraction in the year 1811, Bonds for forfeited property, Indian Goods, Notes for Fractions, Paper Medium, Bonds for Fractions sold under an act of 1820, Bonds for the rent of Fractions. Rows include Principal of Bonds, Principal of Bonds given for fraction in Baldwin & Winkinson counties, 2d session, Price, due on Bonds given for fraction in the year 1811, Bonds for forfeited property, Indian Goods, Notes for Fractions, Paper Medium, Bonds for Fractions sold under an act of 1820, Bonds for the rent of Fractions.

CASH.

By amount of Governor's Warrants drawn on the Treasurer, chargeable to the aftermentioned accounts; and President's and Speaker's Warrants paid off and taken in at the Treasury between the 1st of November, 1820, and the 4th of November, 1821, viz:

Table with 2 columns: Description, Amount. Rows include Fund for redemption of the public debt, Appropriation for the Penitentiary, Special Appropriation of 1816, Do. 1819, Do. 1820, Do. 1821.

Table with 2 columns: Description, Amount. Rows include Land Fund, Appropriation for Penitentiary Officers and Guard, Contingent Fund of 1820, Do. 1821, Civil Establishment, 1820, Do. 1821.

Table with 2 columns: Description, Amount. Rows include President's & Speaker's Warrants, for pay of the Legislature at Nov. session, 1820, 34,994 86, Do. do. at the extra session in May, 1821, 15,394 65.

Table with 2 columns: Description, Amount. Rows include Balance on the 4th November, 1821, 64,102 15, 130.

Table with 2 columns: Description, Amount. Rows include Balance on the 4th November, 1821, 5,310 41 1 2, 19,445 86, 3,530 98 3 4, 10,221 89, 18,600.

Table with 2 columns: Description, Amount. Rows include Balance on the 4th November, 1821, 260,782 79 1 2, 115,618 87 7 12.

Table with 2 columns: Description, Amount. Rows include Balance on the 4th November 1821, 3,376,401 67 1 12, 145,316 60 7 12.

Treasury Office, Georgia, Milledgeville, 9th November, 1821.

Respectfully submitted by

GEO. R. CLAYTON, TREASURER.

port the Constitution of the United States—administered to him by the President of the Senate,

Having withdrawn with his suite,

The Senate repaired to their chamber, and

Adjourned until ten o'clock to-morrow morning.

Saturday, 10th November, 1821.

Mr. Allen called up the resolution for a committee to report a bill to alter and amend so much of the 32nd section of the Judiciary, passed the 16th day of February, 1799, as respects the claims of property in the Superior and Inferior Courts of this State.

Ordered, that Messrs. Allen, Parks, and Lockheart be that committee.

Mr. Adams called up the resolution for a committee to prepare and report a bill to incorporate the Union Academy of Putnam County.

Ordered, that Messrs. Adams, Mobley, and Powell be that committee.

Mr. James called up the notice, for a committee to report a bill to alter and define the line between Walton and Henry, and to add a part of Walton to Henry, and a part of Henry to Walton.

Ordered, that Messrs. James, Beasley, and Mitchell, of Clark, be that committee.

Mr. Walker, of Appling, called up the notice to appoint a committee to report a bill to alter and change the names of certain persons.

Ordered, that Messrs. Walker, O'Neal, and Searcy be that committee.

Mr. Mitchell, of Morgan, from the joint committee on printing—reported :

That they have closed a contract with Messrs. Camak & Hines, for printing one hundred and fifty copies of the bill to be entitled an act to establish a Board of Public Works, at the price of fifteen dollars; said copies to be delivered on Monday morning—which was read and agreed to.

Mr. Mitchell, of Jones, called up the notice to appoint a committee to prepare and report a bill to incorporate the Clinton Academy.

Ordered, that Messrs. Mitchell, of Jones, Crawford, and Blackmon, be that committee.

The bill to be entitled an act to explain an act, passed the 22d Dec. 1820, to authorise the justices of the Inferior Court of Liberty County, to levy an extra tax, for the purpose of building a jail in said county—was read the second time and ordered for a third reading.

The bill to be entitled an act to establish the fees of the public officers of this State, on all grants that may be issued for lands lately obtained from the Creek Nation of Indians, at the Indian Springs—was read the second time, and ordered for committee of the whole.

Agreeably to a notice, Mr. Bacon introduced a bill to be entitled an act to extend the time for persons to take out their grants in this State, so

as relates to lands surveyed on head rights and bounty warrants—which was read the first time.

Mr. Dunham gives notice that he will, after to-day, ask leave to introduce a bill to amend the road law of 1806, so far as respects the County of M'Intosh.

Agreeably to notice, Mr. Jackson, of Early, introduced a bill to be entitled an act to divorce and separate William Dickson and Elizabeth his wife—which was read the first time.

Mr. Bacon notified the Senate that he will, after to-day, ask leave to introduce a bill to be entitled an act to alter the eighth section of an act entitled an act to alter and amend the road laws of this State, so far as respects the County of Tatnall.

Mr. Walker, of Appling, from the committee appointed, reported a bill to be entitled an act to alter and change the names of certain persons therein mentioned—which was read the first time.

Mr. Walker, of Appling, gives notice that he will, after to-day, move for leave to introduce a bill to be entitled an act to divide the County of Appling.

A message from his Excellency the Governor by his Secretary, Mr. Burch :

Mr. President—His Excellency the Governor has approved of, and signed a resolution which originated in this branch of the General Assembly, appointing this day, at 12 o'clock, for the election of a Senator in the Congress of the United States, to fill the vacancy occasioned by the resignation of the Hon. Freeman Walker; also, a Commissioner of the Land Lottery, to fill the vacancy of David Terrell, resigned; and also a Solicitor general for the Eastern District, in the place of William Law, Esq. resigned—and he withdrew.

Mr. Martin, from the Select Committee appointed, reported a bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler, which was read the first time.

Mr. Stevens notifies the Senate, that he will after to-day, ask leave to introduce a bill to be entitled an act to exempt from road duty, on certain conditions, all male slaves on the Island of St. Catharine.

Mr. Walker, of Appling, notifies the Senate, that he will after to-morrow, ask leave to introduce a bill to authorise the Justices of the Inferior Court of Appling County to levy an extra tax, for the purpose of building a Court house and Jail in said County.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—I am directed to inform the Senate, that the House of Representatives are now ready to receive them in the representative chamber, to proceed to the election of a Senator in the Congress of the United States; a Solicitor general of the Eastern District, and a Commissioner of the Land Lottery, agreeably to a concurred resolution—and he withdrew.

Whereupon the Senate repaired to the representative chamber, and being seated, both branches of the General Assembly proceeded by joint ballot to the election of a Senator in the Congress of the United States, to fill the vacancy occasioned by the resignation of the Hon. Freeman Walker; when, on counting out the votes, it appeared that the Hon. Nicholas Ware was duly elected.

They then proceeded to the election of a Commissioner of the Land Lottery, to fill the vacancy of David Terrell, resigned, and on counting out the votes, it appeared that Col. Samuel Groves was duly elected.

They then proceeded to the election of a Solicitor-general of the Eastern District, to fill the vacancy of William Law, Esq. resigned, and on counting out the votes, it appeared that Nathaniel P. Bond, Esq. was duly elected.

The Senate returned to their chamber, and
Adjourned till Monday morning next, ten o'clock.

Monday, 12th November, 1821.

Mr. Blackshear reported, the proceedings of the board of commissioners of the Oconee navigation—which was read and referred to the committee on Agriculture and Internal Improvement.

Mr. Allen gave notice that he will, after to-day, move for the appointment of a committee to report a bill to be entitled an act to alter and amend an act entitled an act to amend an act entitled an act for the trial and punishment of slaves and free persons of color, passed the 19th day of December, 1817. Also to alter and amend the fifth section of an act passed the 10th day of December, 1811, entitled an act to establish a tribunal for the trial of slaves in this State. And also, to alter and amend the first section of an act passed the 19th December, 1816, entitled an act for the trial and punishment of slaves and people of color.

Mr. Reid gave notice that he will, on some future day, apply for a committee to report a bill to make permanent the town of Lawrenceville, in the County of Gwinnett, and to incorporate the same.

Mr. Beasley gave notice that he will, on to-morrow, move for a committee to prepare and report a bill to incorporate Hebron Academy, in the County of Jasper.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have concurred in the resolution appointing commissioners of the Academy of Effingham County.

They have concurred in the report of the joint committee, to contract with a printer to print one hundred and fifty copies of the bill to establish a board of public works.

In the resolution instructing the printing committee to have printed one hundred and fifty copies of the treasurer's abstract.

In the resolution appointing a joint committee to prepare and report a bill to dispose of such fractional surveys as were not disposed of agreeable to a law passed 10th May, 1821; and have added a committee on their part.

They have passed a resolution in favor of John Reid, of Hancock County.—And

Have added Mr. Moore to the joint military committee, and Mr. Wells to the committee on finance—and he withdrew.

The Senate took up the message and concurred in the resolution in favor of John Rees.

On motion of Mr. Blackshear,

Resolved, That the Judiciary Committee be instructed to enquire into the expediency of preparing and reporting a bill requiring the Judges of the Superior Courts of this State, hereafter to be elected, to alternate and to convene at the Seat of Government, (once in a given time) for the purpose of establishing uniform rules of practice throughout this State.

Mr. Burton presented a petition from the Trustees of the German Lutheran Congregation, at Ebenezer, in the County of Effingham—which was read and referred to a special committee.

Ordered, that Messrs. Burton, Harden, and Bacon be that committee.

Mr. Henly gave notice that he will, on to-morrow, move for a committee to prepare and report a bill to divorce and separate Nancy M'Culloch and Adam M'Culloch, her husband.

On motion of Mr. Henly,

Ordered, that Mr. Allen be added to the Committee on the Judiciary, and that Mr. Mitchell, of Jones, be added to the Committee of Enrollment.

The bill to be entitled an act to alter and change the names of certain persons therein named, was read the second time and ordered for a third reading.

The bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler.

The bill to be entitled an act to divorce and separate William Dickson and Elizabeth, his wife. And

The bill to be entitled an act to extend the time for persons to take out their grants in this State, so far as relates to land surveyed on head rights and bounty warrants, were severally read the second time and ordered for committee of the whole.

The bill to be entitled an act to explain an act passed the 22d December, 1820, to authorise the Justices of the Inferior Court of Liberty County, to levy an extra tax, for the purpose of building a jail in said County—was read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to establish the fees of the public officers of this State, on all grants that may be issued for lands lately obtained from the Creek Nation of Indians, at the Indian Springs—mr. Brown in the chair—mr. President resumed the chair, and mr. Brown reported progress and asked leave to sit again.

The Senate took up the report and agreed thereto.

Mr. Mitchell, of Jones, from the committee appointed, reported a bill to be entitled an act to incorporate Clinton Academy, in the County of Jones—which was read the first time.

Agreeable to notice, mr. Jackson, of Early, introduced a bill to be entitled an act to divide the County of Early—which was read the first time.

Mr. Ryan, from the committee appointed, reported a bill to be entitled an act to alter and amend the second section of the second article of the Constitution of the State of Georgia—which was read the first time.

Mr. James, from the committee appointed, reported a bill to be entitled an act to alter and define the line between Walton and Henry Counties, and to add a part of Walton to Henry, and a part of Henry to Walton—which was read the first time.

Mr. Searcy presented a sealed package, directed to the President of the Senate, containing the resignations of Jacob Robinson, Zachariah Lamar, and James Alston, as commissioners for the improvement of the navigation of the Oconee River—which was opened, read, and ordered to lie on the table.

Agreeable to notice, Mr. Walker, of Appling, introduced a bill to be entitled an act to authorise the Justices of the Inferior Court of Appling County, to levy an extra tax, for the purpose of building a Court House and Jail in said County—which was read the first time.

On motion of Mr. Stocks,

Resolved, That a committee be appointed on the part of the Senate, to join such as may be appointed on the part of the House of Representatives, to take into consideration the propriety of organizing the Counties of Dooley, Houston, Monroe, Henry, and Fayette; and to add the two former to the Southern circuit, and three latter to the Ocmulgee circuit, with power to report by bill or otherwise.

Ordered, that messrs. Stock, Cleveland and Beasley, be that committee on the part of the Senate.

Mr. Allen notifies the Senate that he will, after to-day, move for the appointment of a committee to prepare and report a bill to amend an act, and to alter so much of an act to regulate the general elections of this State, and appoint the time of the meeting of the General Assembly, so far as the same requires all general elections, to be held at the place of holding the Superior Courts.

The Senate adjourned until ten o'clock to-morrow morning.

Tuesday, 13th November, 1821.

The bill to be entitled an act to alter and define the line between Walton and Henry Counties, and to add a part of Walton to Henry, and a part of Henry to Walton County, was read the second time and ordered for committee of the whole.

The bill to levy an extra tax in Appling County, for the purpose of building a Court-house and Jail in said County, was read the second time and ordered for a third reading.

The bill to be entitled an act to alter and amend the second section of the second article of the Constitution of the State of Georgia, and

The bill to be entitled an act to divide the County of Early, were taken up and severally read the second time, and ordered for committee of the whole.

The bill to be entitled an act to incorporate the Clinton Academy in Jones County, was read the second time and ordered to a third time.

The bill to be entitled an act to alter and change the names of such persons herein named, was read the third time and passed.

The Senate resolved itself into a Committee of the Whole on the bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler, Mr. Crawford in the Chair; Mr. President resumed the Chair, and Mr. Crawford reported the bill without amendment.

The Senate took up the report, which was read and amended, and ordered to lie on the table.

The Senate resolved itself into a Committee of the Whole on the bill to be entitled an act to divorce and separate William Dickson and Elizabeth his wife, Mr. Mitchell, of Clark, in the Chair; Mr. President resumed the Chair, and Mr. Mitchell, of Clark, reported the bill without amendment.

The Senate took up the report, which was agreed to.

Whereupon the bill was read the third time, and on the question, shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are, yeas 31, nays 11.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Brown, Burton, Coffee, Dunham, Hardee, Harden, Henly, Jackson, of Early, James, Lockheart, M'Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Morgan, Mitchell, of Jones, Mobly, O'Neal, Powell, Reid, Ryan, Searcy, Stephens, Stocks, Swain, Walker, of Appling, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Beck, Blackshear, Cleveland, Crawford, Eberheart, Garrison, Jackson, of Jefferson, Little, and Parks.

The Senate resolved itself into a Committee of the Whole on the bill to be entitled an act to extend the time for persons to take out their grants in this State, so far as relates to lands surveyed on head rights and bounty warrants, Mr. Ryan in the Chair; Mr. President resumed the Chair, and Mr. Ryan reported that they had gone through the bill with amendments.

The Senate took up the report, which was agreed to, and the bill read the third time and passed.

On motion of Mr. Crawford,

Resolved, That William Robertson, Esq. Secretary of Senate, have leave of absence from the services of this House from this day until Thursday of next week; and that William Y. Hansell, Esq. do act as Secretary pro. tem. until the return of the Secretary: and that the Secretary inform the House of Representatives accordingly.

The bill to be entitled an act to establish the fees of the public officers of this State on all grants that may be issued for lands lately obtained from the Creek Nation of Indians, at the Indian Springs, was taken up, and the Senate resolved itself into Committee of the Whole again on said bill, Mr. Brown in the chair: Mr. President resumed the chair, and Mr. Brown reported that they had made progress thereon, and asked leave to sit again.

The Senate took up and agreed to the report.

Agreeable to notice, Mr. Dunham had leave to introduce a bill to be entitled an act to amend an act entitled "an act to amend the severa?

road acts regulating roads in this State, so far as respects the operation of said acts in the Counties of Bryan, Liberty, M'Intosh, Glynn, Camden, and Wayne," so far as respects the County of M'Intosh, which was read the first time.

Mr. Wimberly gives notice, that after this day he shall move for the appointment of a Committee to prepare and report a bill to be entitled an act to divorce and separate Lucinda Hatcher and Reuben S. Hatcher.

Mr. Crawford presented a petition from Mrs. Rebecca T. Baldwin, which was read and referred to the Joint Committee on Finance.

Mr. Henly called up the notice for the appointment of a Committee to prepare and report a bill to be entitled an act to divorce and separate Nancy M'Culloch and Adam M'Culloch, her husband.

Ordered, that messrs. Henly, Mobly, and Adams, be that committee.

Agreeable to notice, Mr. Bacon had leave to introduce a bill to be entitled an act to alter the eighth section of an act entitled "an act to alter and amend the road laws in this State," so far as respects the County of Tatnall, which was read the first time.

Mr. Henly called up the notice for the appointment of a Committee to prepare and report a bill to declare the force and effect of Judgments for a limited time.

Ordered, that messrs. Henly, Ryan, and Crawford, be that committee.

Agreeable to notice, Mr. Allen moved for the appointment of a committee to prepare and report a bill to be entitled an act to alter and amend an act entitled an act to amend an act entitled an act for the trial and punishment of slaves and free persons of color, passed the 19th day of December, 1817, also to alter and amend the fifth section of an act passed the 16th day of December, 1811, entitled an act to establish a tribunal for the trial of slaves in this State, and also to alter and amend the first section of an act passed the 19th of December, 1816, entitled an act for the trial and punishment of slaves and free people of color.

Ordered, that messrs. Allen, Jackson, of Early, and Stevens, be that committee.

Mr. Henly, from the committee appointed, reported a bill to be entitled an act to divorce and separate Nancy M'Culloch and Adam M'Culloch, her husband, which was read the first time.

Agreeable to notice, Mr. Allen moved for the appointment of a committee to prepare and report a bill to be entitled an act to amend an act and to alter so much of an act to regulate the general elections in this State, and appoint the time of the meeting of the General Assembly, so far as the same requires all general elections to be held at the place of holding the Superior Courts.

Ordered, that messrs. Allen, Mitchell, of Morgan, and Parks, be that committee.

Mr. Burton, from the Select Committee appointed, reported a bill to be entitled an act to secure to the Trustees of the German Lutheran Congregation, at Ebenezer, in the County of Effingham, and their successors in office, the exclusive right of a toll bridge across Ebenezer creek, for the benefit of their institution, and to repeal an act passed on the 5th day of December, 1792, entitled "an act securing to John

King, his heirs, and assigns, the exclusive right of erecting a toll bridge across Ebenezer creek," which was read the first time.

Mr. Burton had leave to introduce instantan a bill to be entitled an act to amend an act entitled "an act to appoint commissioners for the town of Ebenezer, in the County of Effingham, and to authorise the said commissioners to sell the vacant lots and garden lots of said town, for the benefit of the German Lutheran Congregation and School in that place," which was read the first time.

Mr. Beasley called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to incorporate Hebron Academy, in Jasper County.

Ordered, that messrs. Beasley, Eberhart, and Blackman, be that committee.

On motion of mr. Harden,

Resolved, That the bill to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer, be the order of the day for to-morrow.

The Senate adjourned until 10 o'clock to-morrow morning.

Wednesday, 14th November, 1821.

Mr. Crawford presented a petition from Charles Jones and Daniel Colvin—which was read and referred to the joint committee on Agriculture and Internal Improvements.

Mr. Allen, from the committee appointed, reported a bill to be entitled an act to alter and amend so much of the thirty-second section of the Judiciary, passed 16th of February, 1799, as respects claims of property in the Superior and Inferior Courts of this State—which was read the first time.

Mr. Mitchell, of Clark, notifies the Senate that he will, on to-morrow, move for the appointment of a committee to prepare and report a bill to amend the fifth section of an act entitled an act to regulate taverns, and to suppress vice and immorality, passed the 14th August, 1786.

Mr. Crawford presented the petition of James G. Stallings—which was read and referred to a special committee, consisting of messrs. Crawford, Mitchell, of Jones, and Blackshear.

On motion of mr. Little,

Resolved, That John Alexander, of Franklin County, be and he is hereby appointed commissioner of the Academy of said county, in place of John E. Carson, resigned.

Mr. Bacon presented a petition from the securities of Silas Overstreet, late tax collector of the County of Tatnall—which was read and referred to a special committee, consisting of messrs. Bacon, Stevens, and Stocks.

Mr. Walker, of Appling, from the committee appointed, reported a bill to be entitled an act to divide the County of Appling—which was read the first time.

Mr. Beasley, from the committee appointed, reported a bill to be entitled an act to incorporate Hebron Academy, in Jasper County—which was read the first time.

Mr. Wimberly called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to divorce and separate Lucinda Hatcher and Reuben S. Hatcher.

Ordered, that messrs. Wimberly, Garrison, and Powell, be that committee.

Mr. Garrison notified the Senate that he will, after to-day, move for the appointment of a committee to prepare and report a bill to be entitled an act to establish a ferry on the Chatahoochie River, at the place known by the name of Vann's old ferry, where the federal road now crosses the same.

Mr. Reid presented a petition from a number of the inhabitants of the County of Hall—which was read and ordered to be referred to a joint committee.

Ordered, that messrs. Reid, Garrison, and Powell, be the committee on the part of the Senate.

Mr. Swain gives notice that he will, after to-day, ask leave to introduce a bill to alter and amend the act entitled an act to prevent the pernicious practice of hunting deer in the night time, by fire light—passed the tenth day of December, 1790.

Mr. Jackson, of Early, gives notice that he will, after to-day, move for leave to introduce a bill to secure Ica Adkinson, his heirs and assigns, the right of keeping a ferry on the Chatahoochie River, at his landing, in the twenty-eighth District of Early County, and to regulate the rates of ferriages in said county.

A message from the House of Representatives by mr. Turner, their clerk :

Mr. President—The House of Representatives have passed a resolution appointing a Notary Public for the County of M'Intosh.

A resolution in favor of Rachel Rigs, of Bulloch County.

They have concurred in the resolution from Senate, instructing the judiciary committee to enquire into the expediency of preparing a bill requiring the Judges of the Superior Courts of this State to alternate, &c.

They have concurred in the resolution appointing a joint committee to take into consideration the propriety of organizing the Counties of Dooley, Houston, Monroe, Henry, and Fayette; and have joined a committee on their part, consisting of messrs. Cary, D. G. Campbell, J. W. Campbell, and Murray.

They have appointed a committee to join such committee as may be appointed on part of Senate, to take into consideration a petition from certain citizens of Walton, Morgan, and Jasper Counties, and request a committee on part of Senate.

They have added mr. Abercrombie to the committee on Agriculture and Internal Improvement; and mr. R. Glenn, to the committee on Banks—and he withdrew.

The Senate took up the message from the House of Representatives and concurred in the resolution appointing a Notary Public for the County of M'Intosh.

The resolution in favor of Rachel Rigs, with the accompanying documents, being read, were ordered to lie on the table.

The resolution appointing a committee to take into consideration a petition from certain citizens of Walton, Morgan, and Jasper counties, was read and concurred, and a committee joined on part of Senate, consisting of messrs. Beasley, James, and Mitchell, of Morgan.

On motion of Mr. Stocks,

Resolved, That so much of the Governor's communication as relates to turnpike roads, be referred to the joint committee on Agriculture and Internal Improvement.

Mr. Adams, from the committee appointed, reported a bill to be entitled an act to incorporate Union Academy, in the County of Putnam—which was read the first time.

Agreeable to notice Mr. Stevens introduced a bill to be entitled an act to exempt from road duty, on certain conditions, all male slaves on the Island of St. Catharine—which was read the first time.

Mr. Reid called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to make permanent the town of Lawrenceville, in the County of Gwinnett, and to incorporate the same.

Ordered, that messrs. Reid, James, and Mobly, be that committee.

The Senate took up the order of the day and resolved itself into a committee of the whole, on the bill to be entitled an act to establish a board of public works, and to abolish the officer of Topographical and Civil Engineer—Mr. Jackson, of Early, in the chair; Mr. President resumed the chair, and Mr. Jackson, of Early, reported that they had made progress therein, and asked leave to sit again.

The Senate took up and agreed to the report.

The bill to be entitled an act to amend an act entitled an act to amend the several road acts, regulating roads in this State, so far as respects the operation of said acts in the counties of Bryan, Liberty, M^oIntosh, Glynn, Camden and Wayne—so far as respects the county of M^oIntosh, was read the second time and ordered for a third reading.

The bill to be entitled an act to divorce and separate Nancy M^o-Culloch and Adam M^oCulloch, her husband.

The bill to be entitled an act to alter the eighth section of an act entitled an act to alter and amend the road laws of this state, so far as respects the county of Tatnall.

The bill to be entitled an act to amend an act entitled an act to appoint commissioners for the town of Ebenezer, in the county of Effingham, and to authorise the said commissioners to sell the vacant lots and garden lots of said town, for the benefit of the German Lutheran Congregation and School in that place. And

The bill to be entitled an act to secure to the trustees of the German Lutheran Congregation, at Ebenezer, in the county of Effingham, and their successors in office, the exclusive right or a toll bridge across Ebenezer creek, for the benefit of their institution. And

To repeal an act passed on the 5th day of December, 1899, entitled an act securing to John King, his heirs and assigns the exclusive right of erecting a bridge across Ebenezer creek.

Were severally read the second time, and ordered for committee of the whole.

The bill to be entitled an act to authorise the Inferior Court of Appling county, to levy an extra tax, for the purpose of building a courthouse and jail, in said county. And

The bill to be entitled an act to incorporate Clinton Academy, in the county of Jones:

Were severally read the third time, and passed under their respective titles.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to divide the county of Early—mr. Stocks in the chair; mr. President resumed the chair, and mr. Stocks reported progress and had leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to alter and amend the second section of the second article of the constitution of the State of Georgia—mr. Cleveland in the chair; mr. President resumed the chair, and mr. Cleveland reported progress, and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to alter and define the line between Walton and Henry counties, and to add a part of Walton to Henry, and a part of Henry to Walton—Mr. Coffee in the chair; mr. President resumed the chair, and mr. Coffee reported that they had gone through the bill with an amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The following communication was received from his Excellency the Governor, by his secretary mr. Burch:

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 14th Nov. 1821. }

*To the Hon. Senate—and
House of Representatives—*

Since my communication at the commencement of the session, I have received a statement made by the President of the Planter's Bank, for the purpose of showing the situation of that institution, which remains in this office subject to your examination.

JOHN CLARK.

Which was read and referred to the joint committee on banks.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to establish the fees of the public officers of this State on all grants that may be issued for lands lately obtained from the Creek Indians, at the Indian Springs—which was read, amended, and agreed to, and the bill read the third time and passed, under the title of a bill to be entitled an act to establish the fees of the public officers of this State, on all grants that may be issued for lands lately obtained from the Creek and Cherokee Nations of Indians.

Mr. Coffee gives notice that he will, after to-day, move for the appointment of a committee to prepare and report a bill to be entitled an act to amend an act entitled an act organizing the counties of Early, Irwin, and Appling.

Mr. Cleveland presented a petition from sundry citizens of Hall county, which was read and referred to a joint committee.

Ordered, that messrs. Cleveland and Garrison, be the committee on the part of the Senate.

Mr. Jackson, of Early, gives notice that he will, after to-day, move for leave to introduce a bill to be entitled an act to amend an act to

alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in the State, passed the 14th day of December, 1819, so far as respects the Southern Judicial circuit, and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st day of December, 1819, so far as respects the duties of the commissioners appointed to make choice of a temporary site for holding the courts, &c. for the county of Early.

Mr. Reid, from the committee appointed, reported a bill to be entitled an act to incorporate the town of Lawrenceville, in the county of Gwinnett, and to make permanent the site of the public buildings in said county—which was read the first time.

Mr. Blackshear notified the Senate that he will, after to-day, move for leave to bring in a bill to authorise the Justices of the Inferior court of Laurens county, to levy an extra tax for county purposes.

The Senate adjourned until ten o'clock to-morrow morning.

Thursday, 15th November, 1821.

Mr. Allen, from the committee appointed, reported a bill to be entitled an act to alter so much of an act to regulate the general elections in this State, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior Courts, which was read the first time.

Mr. Mitchell, of Clark, called up the notice for the appointment of a committee to prepare and report a bill to amend the fifth section of an act entitled an act to regulate taverns, and to suppress vice and immorality, passed the 14th August, 1786.

Ordered, that messrs. Mitchell, of Clark, Blackshear, and Burton, be that committee.

On motion of Mr. Stocks,

Resolved, That his Excellency the Governor be, and he is hereby requested to lay before the General Assembly any communications made to the Executive department by the Presidents of the State Bank, Bank of Darien, Planters' Bank, and Bank of Augusta, in terms of a resolution of the General Assembly, approved 21st December, 1820.

Mr. Stevens gives notice, that he will, after to-day, ask leave to introduce a bill to be entitled an act to establish a turnpike over Ogeechee causeway, in Bryan County, and to appoint a company to carry the same into effect.

On motion of Mr. Blackshear,

Resolved, That both branches of the Legislature do convene in the representative chamber on Tuesday next, at 12 o'clock, for the purpose of electing a Secretary of State, Treasurer, Comptroller-general, and Surveyor general.

Which was read and ordered to lie on the table.

Agreeable to notice, Mr. Blackshear had leave to introduce a bill to be entitled an act to authorise the Justices of the Inferior Court of

Laurens County to levy an extra tax for county purposes, which was read the first time.

Mr. Wimberly, from the committee appointed, reported a bill to be entitled an act to divorce and separate Lucinda Hatcher and Reuben S. Hatcher, her husband, which was read the first time.

The bill to be entitled an act to exempt from road duty, on certain conditions, all male slaves on the Island of St. Catharine :

The bill to be entitled an act to incorporate Hebron Academy, in Jasper County :

The bill to be entitled an act to incorporate Union Academy, in the County of Putnam ; and,

The bill to be entitled an act to incorporate the town of Lawrenceville, in the county of Gwinnett, and to make permanent the site of the public buildings of said county, were severally taken up, read the second time, and ordered for a third reading.

The bill to be entitled an act to divide the county of Apping, and

The bill to be entitled an act to alter and amend so much of the thirty-second section of the Judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior Courts of this State, were severally read the second time and ordered for committee of the whole.

The bill to be entitled an act to amend an act entitled an act to amend the several road acts regulating roads in this State, so far as respects the operation of said acts in the counties of Bryan, Liberty, McIntosh, Camden, and Wayne, so far as respects the county of McIntosh, was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to alter the eighth section of an act entitled "an act to alter and amend the road laws in this State," so far as respects the county of Tatnall, Mr. Blackshear in the chair ; Mr. President resumed the chair, and Mr. Blackshear reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to amend an act entitled "an act to appoint commissioners for the town of Ebenezer, in the county of Effingham, and to authorise the said commissioners to sell the vacant lots and garden lots of said town, for the benefit of the German Lutheran Congregation and School in that place," Mr. Crawford in the chair ; Mr. President resumed the chair, and Mr. Crawford reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate again resolved itself into a committee of the whole on the bill to be entitled an act to alter and amend the second section of the second article of the Constitution of the State of Georgia, Mr. Brown in the chair ; Mr. President resumed the chair, and Mr. Brown reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed a resolution instructing the Joint Committee on printing to contract for the printing of one hundred and fifty copies of the memorial of the Trustees of the University of Georgia.

A resolution appointing Timothy Edwards a Notary Public for the city of Augusta, and county of Richmond.

They have passed a bill to be entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants—and,

A bill to be entitled an act to appoint the Justices of the Inferior Court of Montgomery county for the time being, and their successors in office, commissioners of the public buildings for said county ; to all of which they desire concurrence—and he withdrew.

The Senate took up the message and concurred in the resolution instructing the printing committee to have printed one hundred and fifty copies of the memorial of the Trustees of the University.

And the several bills contained in said message were read the first time.

Mr. Coffee called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to amend an act entitled an act organizing the counties of Early, Irwin, and Appling.

Ordered, that messrs. Coffee, Jackson, of Early, and R. Walker, be that committee.

Mr. James presented a petition from Israel Eastwood, which was read and referred to a special committee.

Ordered, that messrs. James, Ryan, and Little, be that committee.

Mr. Swain had leave to introduce a bill to be entitled an act to alter and amend an act to prevent the pernicious practice of hunting deer in the night time by fire light, passed the 10th day of December, 1790, which was read the first time.

Mr. Garrison called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to establish a ferry on the Chatahoochie river, at the place known by the name of Vann's Old Ferry, where the federal road now crosses the same.

Ordered, that messrs. Garrison, Reid, and Cleveland, be that committee.

The Senate adjourned until ten o'clock to-morrow morning.

Friday, 16th November, 1821.

On motion of Mr. Blackshear,

The Honorable Senator from the county of Twiggs had leave of absence until Monday next, 12 o'clock.

Mr. Beck had leave to introduce instantler a bill to be entitled an act to authorise the Justices of the Inferior Court of Wilkinson county to levy an extra tax, for the support of the poor, which was read the first time.

The Senate again resolved itself into a committee of the whole on the bill to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer, Mr. Brown in the chair; Mr. President resumed the chair, and Mr. Brown reported the further consideration of the bill to the next Legislature.

Ordered, that the report do lie on the table.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have added Mr. John Thomas to the Joint Military Committee.

They have concurred in the resolution requesting his Excellency the Governor to lay before the General Assembly any communications made to the Executive department by the Presidents of the State Bank, Bank of Darien, Planters' Bank, and Bank of Augusta.

They have passed a bill to be entitled an act to give master carpenters and master masons a lien on buildings erected by them in the city of Augusta—and,

A bill to be entitled an act to repeal the nineteenth section of an act entitled "an act for the organization of a Court of Common Pleas and Oyer and Terminer for the city of Savannah, and for repealing the civil jurisdiction given by the laws of this State to the Mayor and Aldermen, or to the Mayor of said city," to prescribe the terms at which the said court shall be hereafter held, and to compel the attendance at said terms of the constables drawn by the Mayor and Aldermen of said city—and he withdrew.

The following communications were received from his Excellency the Governor by his Secretary, Mr. Burch, viz:

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 16th Nov. 1821. }

*To the Hon. Senate, and
House of Representatives—*

I herewith transmit the resignation of Brigadier-general Thomas P. Hamilton, of the first brigade of the fifth division of Georgia militia.

JOHN CLARK.

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 16th Nov. 1821. }

*To the Hon. Senate, and
House of Representatives—*

I herewith transmit, for your consideration, an exemplification from the record and proceeding of the Inferior court of Wilkes county, by which it will be seen that, on the 13th day of July last, a certain negro boy, named Isaac, was tried and convicted of murder, and was sentenced to be executed on the 10th day of August last.

I was induced, by the petition of sundry citizens of Wilkes county, to postpone the execution of the sentence of the court until Friday, the 7th day of December next. A copy of the petition is herewith submitted.

JOHN CLARK.

Which were severally read and ordered to lie on the table.

The bill to be entitled an act to authorise the Justices of the Inferiôr court of Laurens county to levy an extra tax, for county purposes—and,

The bill to be entitled an act to appoint the Justices of the Inferior court of Montgomery county for the time being, and their successors in office, commissioners of the public buildings for said county, were severally read the second time and ordered for a third reading.

The bill to be entitled an act to divorce and separate Lucinda Hatcher and Reuben S. Hatcher her husband—

The bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this State, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts—

The bill to be entitled an act to alter and amend an act to prevent the pernicious practice of hunting deer in the night time by fire light, passed the 10th day of December, 1790—and,

The bill to be entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants, were severally read the second time and ordered for committee of the whole.

The bill to be entitled an act to incorporate the town of Lawrenceville in the county of Gwinnett, and to make permanent the site of the public buildings of said county—

The bill to be entitled an act to exempt from road duty, on certain conveyances, all male slaves on the Island of St. Catharine—

The bill to be entitled an act to incorporate Hebron Academy, in Jasper county—and,

The bill to be entitled an act to incorporate Union Academy, in the county of Putnam, were severally read the third time, and passed under their respective titles.

The Senate took up the report of the committee of the whole on the bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler, which was read, and the following was offered as a substitute, to wit:

A bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler.

WHEREAS, It is represented to this Legislature that Henry Stricklin, of the county of Jackson, as is believed, attempted the life of his wife, by beating her severely and then putting her in the fire, by which cruel and inhuman treatment the wife of the said Henry Stricklin has become a helpless cripple, entirely incapacitated for any kind of labor; and for which offence the said Henry was indicted in the Superior court of said county, and was in some stage of the proceedings bailed out—when one Richard Stricklin and one Robert Stapler became his security, and the said Henry failing to appear at court, to stand his trial, a *scieri facias* has been issued, and judgment rendered thereon against the said securities, for the sum of five-hundred dollars and costs. It is further represented that the said Henry placed in the hands of his said securities property equal in amount to the judgment rendered against them, and that he has left his wife in a destitute situation, and entirely dependant upon the charity of the world, or the public funds for support:

For remedy whereof,

Be it enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That the Justices of the Inferior Court of Jackson County, or a majority of them, if they think proper so to do, are hereby fully authorised and empowered to release and discharge the said Richard Stricklin and Robert Stapler from the payment of the said judgment entered up against them as security for the appearance of the said Henry Stricklin at the Superior court of the county of Jackson: *Provided*, the said Richard Stricklin and Robert Stapler will convey in trust and guarantee the titles of said property to the Justices of the Inferior court of said county, and their successors in office to be held and disposed of by said justices, or by such person or persons as said justices, or a majority of them may appoint, for the use and benefit of the wife of said Henry Stricklin, during her natural life, and to be disposed of as she may deem proper by her will at her death: *Provided*, that no construction shall be given to this act so as to prevent any lien of any of the creditors of said Henry Stricklin, which lien attached upon said property prior to its pledge to his said securities.

Which was read and adopted in lieu of the original report—and the bill was read the third time and passed.

On motion of Mr. Stocks,

The Honorable Senators from the counties of Bryan and Liberty had leave of absence until Monday next, ten o'clock.

Mr. Bacon from the committee to whom was referred the petition of the securities of Silas Overstreet, tax collector of Tatnall county—reported :

A bill to be entitled an act for the relief of the securities of Silas Overstreet, tax collector of Tatnall county—which was read the first time.

Mr. Mitchell, of Morgan, from the joint committee on Printing—reported as follows, viz :

The joint committee to contract for printing the laws and journals, &c. of the present session—report :

That they have contracted with messrs. Camak & Hines for printing two-thousand copies of the laws and Journals, at two and one-ninth cents per sheet ; the laws to be ready for delivery by the 15th of January, and the journals by the 15th of February next.

Your committee further report :

That they also contracted with the said Camak & Hines, for printing one hundred and fifty copies of the treasurer's abstract, at thirty dollars ; to be delivered on Saturday morning next,

Which was read and agreed to.

The Senate adjourned until to-morrow morning ten o'clock.

Saturday, 17th November, 1831.

The following communication was received from his Excellency the Governor, by his Secretary, Mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 17th Nov. 1831. }

To the Hon. the Senate and
House of Representatives--

I herewith submit for your consideration, two reports on the Penal Code, one made by the Hon. John H. Montgomery, and the other by the Hon. Thomas W. Harris, together with a communication from Solomon Betton, Esq. respecting the internal police of the Penitentiary, which he requests to be laid before you.

JOHN CLARK.

Which was read, and together with the accompanying documents, referred to the joint committee on the Judiciary.

Mr. Mitchell, of Clark, from the committee appointed, reported a bill to be entitled an act to amend the fifth section of an act entitled an act to regulate taverns, and to suppress vice and immorality, passed the 14th August, 1789--which was read the first time.

Mr. Hardee gives notice that he will, after to-day, ask leave to introduce a bill to be entitled an act to relieve the inhabitants of the Island of Cumberland, and Little Sadilla Neck, from performing road duty on the main post road.

Agreeable to notice, Mr. Jackson, of Early, had leave to introduce a bill to be entitled an act to secure to Ica Atkins, his heirs and assigns the right of keeping a ferry at the place known as his landing on the Chatahoochee, in the twenty-eighth District of Early county, and to regulate the rates of ferriage in said county--which was read the first time.

Mr. Allen, from the committee appointed, reported a bill to be entitled an act to alter and amend the several laws for the trial of slaves and free persons of color in this State--which was read the first time.

The bill to be entitled an act to authorise the Justices of the Inferior court of Wilkinson county, to levy an extra tax, for the support of the poor--was read the second time and ordered for a third reading.

The bill to be entitled an act for the relief of the widows of Silas Overstreet, tax collector of Tatnall county--was read the second time and ordered for committee of the whole.

The bill to be entitled an act to authorise the Justices of the Inferior court of Laurens county, to levy an extra tax for county purposes--and

The bill to be entitled an act to appoint the Justices of the Inferior court of Montgomery county, for the time being, and their successors in office, commissioners of the public buildings, for said county--were severally read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to alter and amend an act to prevent the pernicious practice of hunting deer in the night time, by fire light, passed the

10th day of December, 1790—mr. Ryan in the chair : mr. President resumed the chair, and mr. Ryan reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved, itself into committee of the whole, on the bill to be entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants—mr. Stocks in the chair : mr. President resumed the chair, and mr. Stocks reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate took up the message from the House of Representatives of yesterday, and the several bills therein contained—were read the first time.

Mr. Garrison, from the committee appointed, reported a bill to be entitled an act to establish a ferry on the Chatahoochie river, in the county of Hall, on the federal road, at a place known by the name of Vann's ferry—which was read the first time.

Mr. Coffee gives notice that he will, after to-day, move for the appointment of a committee to alter an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Irwin, Early, Appling and Telfair.

Mr. Ryan gives notice, that after this day, he will ask leave to introduce a bill to divorce and separate Aaron Osborn and Lavinia, his wife, late Lavinia Adams.

Mr. Powell gives notice that he will, after to day, move for the appointment of a committee to prepare and report a bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same.

On motion—

The Honorable Senators, from the counties of Jasper and Putnam, had leave of absence until Monday next. And

The Hon. Senator, from the county of Wilkinson, had leave of absence until Tuesday next.

The Senate adjourned until Monday morning next, ten o'clock.

Monday, 18th November, 1821.

Agreeable to notice, Mr. Hardee introduced a bill to be entitled an act to relieve the inhabitants of Cumberland Island and Little Satilla (or Hazzard) Neck, in the county of Camden, from working on the post road, to appoint commissioners, and to compel the persons within the limits thereof, to work on private roads therein named, which was read the first time.

Mr. Powell called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same,

Ordered, that messrs. Powell, Cleveland, and Garrison, be that committee.

Mr. Irwin presented a memorial from the commissioners of the Washington County Academy, which was read and referred to the Joint Committee on public education and free schools.

Mr. Stocks called up the report of the committee of the whole on the bill to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer.

Ordered, that said bill be committed to the Joint Committee on agriculture and internal improvement.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have added mr. J. W. Campbell to the Joint Military Committee.

They have passed a resolution appointing Tuesday next for the election of a Brigadier-general, to command the first brigade of the first division of Georgia militia, to fill the vacancy occasioned by the death of the late Gen. Francis Hopkins ; a Brigadier-general to command the first brigade of the fifth division, to fill the vacancy occasioned by the resignation of the late Gen. Thomas P. Hamilton ; and also to the election of a Health-officer and Harbor-master of the port of Savannah.

They have concurred in the resolution from Senate appointing a commissioner of the Franklin County Academy.

They have added committees on their part, to take into consideration two petitions from sundry citizens of the county of Hall.

They have passed the following bills :—

A bill to be entitled an act to amend an act entitled an act to dispose of and distribute the lands lately acquired by the United States for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 8th day of January, 1821, and to add the reserve at Fort Hawkins to the county of Jones.

A bill to be entitled an act to authorise the Justices of the Inferior courts in the several counties of this State to levy extraordinary taxes for county purposes.

A bill to be entitled an act to amend an act entitled an act to incorporate the town of Darien, passed the 12th day of December, 1816, and to amend an act entitled an act to make the town of Darien a city, passed the 18th December, 1818, and to extend the jurisdiction of the city of Darien in certain cases—and,

A bill to be entitled an act to authorise the Justices of the Inferior court of Jefferson county to levy an extra tax, for the purpose of building a jail in said county—and he withdrew.

The Senate took up the message and concurred in the resolution appointing Tuesday next for the election of certain officers, with an amendment—to strike out the words, “and also to the election of a Health-officer and Harbor master of the port of Savannah”—and,

The several bills contained in said message were read the first time.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 19th Nov. 1821. }

To the Hon. Senate, and
House of Representatives—

I herewith transmit a copy of a letter from Axiom Webb, Esq. and an affidavit made before him, which show that John Tinsley, of Early county, was killed by Indians on the 10th inst. in the county of Dooly.

JOHN CLARK.

Which was read, and, together with the accompanying documents, referred to the committee on the state of the republic.

The following bills were taken up, read the second time, and ordered for committee of the whole, viz :

A bill to be entitled an act to amend the fifth section of an act entitled an act to regulate taverns, and to suppress vice and immorality, passed the 14th of August, 1786.

A bill to be entitled an act to secure to Ica Atkins, his heirs, and assigns, the right of keeping a ferry at the place known as his landing, on the Chatahoochie, in the twenty-eighth district of Early county, and to regulate the rates of ferriage in said county.

A bill to be entitled an act to establish a ferry on the Chatahoochie river, in the county of Hall, on the federal road, at a place known by the name of Vann's Ferry.

A bill to be entitled an act to alter and amend the several laws for the trial of slaves and free persons of color in this State.

A bill to be entitled an act to give to master carpenters and master masons a lien on buildings erected by them in the city of Augusta—and,

A bill to be entitled an act to repeal the nineteenth section of an act entitled an act for the organization of a Court of Common Pleas and Oyer and Terminer for the city of Savannah, and for repealing the civil jurisdiction given by the laws of this State to the Mayor and Aldermen, or to the Mayor of said city, to prescribe the terms at which the said court shall be hereafter held, and to compel the attendance, at said terms, of the constables drawn by the Mayor and Aldermen of said city.

The Senate again resolved itself into a committee of the whole on the bill to be entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants, Mr. Stocks in the chair; Mr. President resumed the chair, and Mr. Stocks reported progress, and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate again resolved itself into a committee of the whole on the bill to be entitled an act to alter and amend an act to prevent the pernicious practice of hunting deer in the night time by fire light, passed the 10th day of December, 1790, Mr. Harden in the chair; Mr. President resumed the chair, and Mr. Hardin reported that they had gone through the bill with amendments.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

Agreeable to notice, Mr. Ryan had leave to introduce a bill to be entitled an act to divorce and separate Aaron Osborn and Lavinia Osborn, (formerly Lavinia Adams,) his wife, which was read the first time.

Mr. Henly gives notice, that he will, after to-day, move for the appointment of a committee to prepare and report a bill to be entitled an act to regulate the admission of evidence in the several courts of law and equity in this State, so far as relates to certain papers.

Mr. Coffee called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to alter an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Irwin, Early, Appling, and Telfair.

Ordered, that the same be referred to a Joint Committee, and that messrs. Coffee, Irwin, and Lockheart, be the committee on part of Senate.

On motion of Mr. Searcy,

Resolved, That a committee be appointed to examine the engrossed Journal of the Senate now in session.

Ordered, that messrs. Searcy, Woods, and Irwin, be that committee. The Senate adjourned until to-morrow morning, ten o'clock.

Tuesday, 20th November, 1821.

On motion of Mr. Coffee,

The Senate reconsidered the Journal of yesterday, so far as relates to the passage of a bill to be entitled an act to alter and amend an act to prevent the pernicious practice of hunting deer in the night time by fire light, passed the 10th day of December, 1790.

Ordered, that the bill do lie on the table.

Agreeable to notice, Mr. Stevens had leave to introduce a bill to be entitled an act to establish a turnpike over Ogeechee causeway, in Bryan county, and to appoint commissioners to carry the same into effect, which was read the first time.

Mr. Adams presented a petition from John Ardis, and certain citizens of Putnam and Hancock counties, which was read and referred to a special committee, consisting of messrs. Adams, Brown, and Stocks.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to alter and amend the second section of the second article of the Constitution of the State of Georgia, which being read and amended,

Mr. Adams moved to strike out the words, "and the person having the majority of the votes given in, shall be declared duly elected Governor of this State," and insert in lieu thereof, the words, "and the person having the highest number of votes, shall be declared duly elected Governor," &c.—and on the question to agree to the amend-

ment, it was determined in the negative ; and the yeas and nays being required are, yeas 15, nays 30.

Those in the affirmative are,

Messrs. Adams, Cleveland, Coffee, Garrison, Hawthorn, Jackson, of Early, James, Lockheart, Mitchell, of Morgan, Mobly, Powell, Reid, Ryan, Swain, and Walker, of Appling.

Those in the negative are,

Messrs. Allen, Bacon, Beasley, Beck, Blackmon, Blackshear, Brown, Burton, Crawford, Dunham, Eberheart, Hardee, Harden, Henly, Irwin, Jackson, of Jefferson, Little, M'Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Jones, O'Neal, Parks, Piles, Searcy, Stephens, Stocks, Wimberly, and Woods.

The report having been gone through* was agreed to, the bill read the third time, and on the question, shall this bill now pass? it was determined in the affirmative ; and the yeas and nays being required are, yeas 35, nays 10.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Burton, Cleveland, Coffee, Crawford, Dunham, Eberhart, Garrison, Hardee, Harden, Henly, Irwin, Jackson, of Early, Jackson, of Jefferson, James, Little, Lockheart, M'Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Morgan, Mitchell, of Jones, O'Neal, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, and Wimberly.

Those in the negative are,

Messrs. Beck, Blackmon, Blackshear, Brown, Hawthorn, Mobly, Parks, Swain, Walker, of Appling, and Woods.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 20th Nov. 1821. }

To the Hon. Senate, and
House of Representatives—

Your resolution requesting such communications as have been made to this department by the Presidents of the State Banks to be laid before you, has been approved, and so soon as the said communications can be copied, you will be furnished with them.

JOHN CLARK.

On motion of Mr. Ryan—

Resolved, That his Excellency the Governor, be and he is hereby requested to lay before either branch of the General Assembly, the original communications received from the different banks, in pursuance of the joint resolution on that subject.

A message from the House of Representatives, by Mr. Turner their Clerk :

Mr. President—The House of Representatives have agreed to the amendments made by the Senate to the resolution for sundry elections this day.

They have passed the bill from Senate to be entitled an act to explain an act passed the 22d December, 1820, to authorise the Inferior Court of Liberty county to levy an extra tax, for the purpose of building a Jail in said county.—And

They have passed the following bills;

A bill to be entitled an act for the relief of the citizens of the county of Scriven.

A bill to be entitled an act to alter and change the names of persons therein named.

A bill to be entitled an act to make permanent the site of the public buildings, for the county of Walton, at Monroe, and to incorporate the same.

A bill to be entitled an act to make permanent the site of the public buildings at the village of Gainesville, in the county of Hall, and to incorporate said village—And

A bill to be entitled an act to alter and change the name of Pinkethman McCay, to that of Pinkethman Hawkins, and to legitimate his birth—and he withdrew.

The bill to be entitled an act to relieve the inhabitants of Cumberland Island and Little Satilla (or Hazzard's) Neck, in the county of Camden, from working on the post roads. To appoint commissioners and to compel the persons within the limits thereof to work on private roads therein named—was read the second time and ordered for a third reading.

Mr. Cleveland, from the joint committee, reported a bill to be entitled an act to dispose of such part of fractional surveys as was not disposed of in conformity of a law passed the 16th May last, viz, in the counties of Walton, Gwinnett, Hall, Habersham, and Rabun—which was read the first time.

Mr. Woods gives notice that he will, after this day, move for the appointment of a committee to prepare and report a bill to be entitled an act to separate and divorce Katharine Harris, late Katharine King, and John Harris, her husband.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have concurred in the resolution requesting his Excellency the Governor to lay before either branch of the General Assembly the original communications received from the different banks.

I am also directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative chamber, for the purpose of electing a Brigadier General, to command the first brigade of the first division; and a Brigadier General to command the first brigade of the fifth division, Georgia militia; agreeable to a joint and concurred resolution—and he withdrew.

Whereupon the Senate repaired to the Representative chamber, and being seated, both branches of the General Assembly proceeded to ballot for a Brigadier General, to command the first brigade of the first division of Georgia militia, to fill the vacancy occasioned by the death of the late General Francis Hopkins.

And on counting out the votes it appeared that Col. Edward Harden was duly elected.

They then proceeded by joint ballot to the election of a Brigadier General, to command the first brigade of the fifth division, to fill the vacancy occasioned by the resignation of General Thomas P. Hamilton.

And on counting out the votes it appeared that Col. Reuben C. Shor-
ter was duly elected.

The Senate returned to their chamber—and
Adjourned until ten o'clock to-morrow morning.

Wednesday, 21st November, 1821.

On motion

The Hon. Senator from the county of M'Intosh, had leave of ab-
sence until to-morrow. And

The Honorable Senators from the counties of Morgan, Jefferson,
and Bullock, had leave of absence for a few days.

Mr. Hardee gives notice that he will, after to-day, ask leave to in-
troduce a bill to be entitled an act to establish and regulate district
elections in the county of Camden.

Mr. Oneal gives notice that he will, on to-morrow, move for a com-
mittee to prepare and report a bill to be entitled an act to alter and
amend the first section of the estray law, passed the 7th December,
1808.

Mr. James gives notice that, after to day, he will move for the ap-
pointment of a committee to prepare and report a bill to legalize and
make valid all bonds taken by sheriffs and constables for the delivery
of any property at the day of sale, taken under execution, and to
compel them to take such bond, provided sufficient security is off-
ered.

Mr. Henly called up the notice for the appointment of a committee
to prepare and report a bill to regulate the admission of evidence in the
several courts of law and equity in this State, so far as relates to cer-
tain papers.

Ordered, that messrs. Henly, Ryan, and Crawford—be that com-
mittee.

The following bills were taken up, read the second time, and or-
dered for committee of the whole, viz :

A bill to be entitled an act to establish a turnpike over Ogeechee
causeway, in Bryan county, and to appoint commissioners to carry
the same into effect.

A bill to be entitled an act to divorce and separate Aaron Osborn
and Lavinia Osborn, (formerly Livanias Adams) his wife.

A bill to be entitled an act to dispose of such part of fractional
surveys as was not disposed of in conformity of a law passed the 16th
May last, viz. in the counties of Walton, Gwinnett, Hall, Habersham,
and Rabun.

A bill to be entitled an act to authorise the Justices of the Inferior
court of Jefferson county, to levy an extra tax, for the purpose of
building a Jail in said county.

A bill to be entitled an act to authorise the Justices of the Inferior
court, in the several counties of this state, to levy extraordinary taxes
for county purposes.

A bill to be entitled an act to amend an act entitled an act to incorporate the town of Darien, passed 12th day of December, 1816, and to amend an act entitled an act to make the town of Darien a City, passed 18th December, 1818, and to extend the jurisdiction of the city of Darien, in certain cases.—And

A bill to be entitled an act to amend an act entitled an act to dispose of and distribute the lands lately acquired by the United States, for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 8th day of January, 1821; and to add the reserve at Fort Hawkins to the county of Jones.

A bill to be entitled an act to relieve the inhabitants of Cumberland Island and Little Satilla (or Hazzard's) Neck, in the county of Camden, from working on the post road. To appoint commissioners and to compel the persons within the limits thereof to work on private roads therein named—was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act for the relief of the securities of Silas Overstreet, tax collector of Tatnall county—mr. Maxwell in the chair; mr. President resumed the chair, and mr. Maxwell reported that they had gone through the bill without amendment.

The Senate took up the report which was read and agreed to, and the bill read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to divorce and separate Lucinda Hatcher and Reuben S. Hatcher, her husband—mr. Adams in the chair; mr. President resumed the chair, and Mr. Adams reported that they had gone through the bill without amendment.

The Senate took up the report, which was agreed to.

Whereupon the bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative—and the yeas and nays being required, are—Yeas 28, Nays 13.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Coffee, Hardee, Harden, Henly, Irwin, Jackson (of Early,) James, M'Crimmon, Mitchell (of Clark,) Mitchell (of Jones,) Oneal, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Swain, Walker (of Appling,) Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Blackman, Blackshear, Cleveland, Crawford, Eberheart, Garrison, Hawthorn, Little, Martin, Maxwell, Mobley and Parks.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to divorce and separate Nancy M'Culloch and Adam M'Culloch her husband—mr. Allen in the chair; mr. President resumed the chair, and mr. Allen reported the bill without amendment.

The Senate took up and agreed to the report:

Whereupon the bill was read the third time, and on the question shall the bill pass? it was determined in the affirmative, and the yeas and nays being required, are—Yeas 28, Nays 13.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Coffee, Hardee, Harden, Henly, Irwin, Jackson (of Early,) James, M'Crimmon, Maxwell, Mitchell (of Clark,) Mitchell (of Jones) Oneal, Piles, Powell, Reid, Ryan, Stevens, Stocks, Swain, Walker (of Appling) Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Blackman, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Hawthorn, Little, Martin, Mobley, Parks, and Searcy.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to divide the County of Appling—mr. Blackshear in the chair; mr. President resumed the chair, and mr. Blackshear reported the further consideration of the bill to the next Legislature.

The Senate took up and agreed to the report.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter and amend so much of the thirty-second section of the Judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior courts of this state—mr. Stevens in the chair; mr. President resumed the chair, and mr. Stevens reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this state, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections, to be held at the place of holding the Superior courts—mr. Stocks in the chair; mr. President resumed the chair, and mr. Stocks reported that they had gone through the bill with an amendment.

The Senate took up the report, which was agreed to.

The bill read the third time, and on the question, shall this bill now pass? it was determined in the negative, and the yeas and nays being required, are—Yeas 16, Nays 25.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Cleveland, Crawford, Eberhart, Garrison, Hardee, James, Little, Mitchell (of Jones,) Piles, Powell, Ryan, Stevens, and Wimberly.

Those in the negative are,

Messrs. Bacon, Beck, Blackmon, Blackshear, Brown, Burton, Coffee, Harden, Hawthorn, Henly, Irwin, Jackson (of Jefferson,) M'Crimmon, Martin, Maxwell, Mitchell (of Clark,) Mobley, Oneal, Parks, Reid, Searcy, Stocks, Swain, Walker (of Appling,) and Woods.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to amend the fifth section of an act entitled an act to regulate taverns and to suppress vice and immorality, passed the 14th August, 1786—mr. Crawford in the chair; mr. President resumed the chair, and mr. Crawford reported the bill without amendment.

Ordered, that the report do lie on the table.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to repeal the 19th section of an act entitled an act for the organization of a court of common pleas and Oyer and Terminer for the city of Savannah, and for repealing the civil jurisdiction given by the laws of this State to the mayor and aldermen or to the

mayor of said city, to prescribe the terms at which the said court shall be hereafter held, and to compel the attendance at said terms of the constables drawn by the mayor and aldermen of said city—mr. Blackshear in the chair; mr. President resumed the chair, and mr. Blackshear reported the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to give to master carpenters and master masons a lien on buildings erected by them in the city of Augusta—mr. Mitchell, of Clark, in the chair; mr. President resumed the chair, and mr. Mitchell reported the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

Mr. Maxwell presented a letter, in nature of petition, from Henry Hayman, accompanied with documents—which was read and referred to a special committee, consisting of messrs. James, Ryan, and Little.

Mr. Woods called up the notice for the appointment of a committee to prepare and report a bill to separate and divorce Katharine Harris, (late Katharine King) and John Harris, her husband.

Ordered, that messrs. Woods, Eberhart, and Mitchell (of Jones) be that committee.

Mr. Harden gives notice that he will introduce a bill, to-morrow or some day thereafter, to invest the appointment of health officer, and harbor master for the city of Savannah, in the city council of Savannah.

On motion of Harden,

Resolved, That the Senate and House of Representatives will convene in the Representative chamber to-morrow at 1 o'clock, P. M. for the purpose of electing a health officer and harbor master for the port of Savannah.

Mr. Stocks presented a petition from sundry citizens of the town of Milledgeville, in favor of Peter J. Williams—which was read and referred to a special committee.

Ordered, that messrs. Stocks, Maxwell, and Searcy be that committee.

Mr. Coffee, from the committee appointed, reported a bill to be entitled an act to alter and amend an act entitled an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this state, passed the 21st day of December, 1820—which was read the first time,

A message from the House of Representatives, by mr. Turner, their clerk:

Mr. President—The House of Representatives have concurred in the report of the joint committee, to contract for printing the laws and journals, &c. of the present session.

They have passed a resolution in favor of Thomas F. Anderson, of Franklin county—and he withdrew.

The Senate took up the message, and the resolution in favor of Thomas F. Anderson—being read was ordered to lie on the table.

The Senate took up the message from the House of Representatives of yesterday, and the several bills therein contained—were read the first time.

The following communication was received from his Excellency the Governor, by his secretary Mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Ailledgeville, 21st Nov. 1821. }

To the Hon. President—

And Members of Senate—

Pursuant to a joint resolution of both branches of the General Assembly, I herewith lay before the Senate, that being the branch of the Legislature in which the resolution originated, the original communications received from the President of the Bank of the State of Georgia, the Darien, and Planter's Bank.

JOHN CLARK.

Which was read and together with the accompanying documents referred to the joint committee on Banks.

The Senate adjourned until ten o'clock to-morrow morning.

Thursday, 22nd November, 1821.

On motion of mr. Allen,

The Senate reconsidered so much of their Journal of yesterday, as relates to the rejection of a bill to be entitled an act to alter so much of an act entitled "an act to regulate the general elections in this State, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior Courts.

Ordered, that said bill lie on the table.

On motion of mr. Harden,

Resolved, That the Honorable Senator from the county of Bryan be added to the committee on the petitions of Israel Eastwood and Henry Hayman.

Agreeable to notice, mr. Harden introduced a bill to be entitled an act to invest the appointment of Health-officer and Harbor master for the port of Savannah, in the City Council of Savannah, which was read the first time.

The following bills were severally taken up, read the second time, and ordered for a third reading:

A bill to be entitled an act to alter and change the names of persons therein named.

A bill to be entitled an act for the relief of the citizens of the county of Scriven.

A bill to be entitled an act to alter and change the name of Pinkethman M'Cay to that of Pinkethman Hawkins, and legitimize his birth.

A bill to be entitled an act to make permanent the site of the public buildings for the county of Walton at Monroe, and to incorporate the same—and,

A bill to make permanent the site of the public buildings at the village of Gainsville, in the county of Hall, and to incorporate said village.

The bill to be entitled an act to alter and amend an act entitled an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this State, passed on the 21st day of December, 1820, was read the second time and ordered for committee of the whole.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have concurred in the resolution appointing this day for the election of a Health-officer and Harbor-master for the port of Savannah.

They have passed a resolution in favor of John Cunningham.

They have passed the following bills :—

A bill to be entitled an act to establish and make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of Eleazar Adams' Ferry.

A bill to be entitled an act to repeal so much of the fourth section of the act of 1787, as prohibits the corporation of Savannah from allowing the Mayor thereof a salary—and,

A bill to be entitled an act to point out the mode for the collection of rents and the recovery of possession of property within the city of Darien and the precincts thereof, to which they desire concurrence—and he withdrew.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to divorce and separate Aaron Osborn and Lavinia Osborn, (formerly Lavinia Adams,) his wife, Mr. Maxwell in the chair ; Mr. President resumed the chair, and Mr. Maxwell reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report.

Whereupon the bill was read the third time, and on the question, shall this bill pass? it was determined in the affirmative ; and the yeas and nays being required, are yeas 31, nays 9.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Brown, Burton, Coffee, Dunham, Hardee, Harden, Hawthorn, Henly, Irwin, Jackson, of Early, James, M'Crimmon, Maxwell, Mitchell, of Clark, Mitchell, of Jones, Mobly, O'Neal, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Swain, Walker, of Appling, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Blackmon, Blackshear, Cleveland, Eberhart, Garrison, Little, Martin, and Parks.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to dispose of such part of fractional surveys as was not disposed of in conformity of a law passed the 16th May last, viz. in the counties of Walton, Gwinnett, Hall, Habersham, and

Rabun, Mr. Coffee in the chair; Mr. President resumed the chair, and Mr. Coffee reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to establish a ferry on the Chatahoochie river in the county of Hall, on the Federal road, at a place known by the name of Vann's Ferry, Mr. Woods in the chair; Mr. President resumed the chair, and Mr. Woods reported that they had gone through the bill with amendments.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to amend an act entitled an act to dispose of and distribute the lands lately acquired by the United States, for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 8th day of January, 1821, and to add the reserve at Fort Hawkins to the county of Jones, Mr. Adams in the chair; Mr. President resumed the chair, and Mr. Adams reported that they had disagreed to the bill.

The Senate took up the report, and on the question to agree thereto, it was determined in the affirmative; and the yeas and nays being required are, yeas 22, nays 18.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Blackshear, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson, of Early, M'Crimmon, Maxwell, Mitchell, of Clark, Mitchell, of Jones, O'Neal, Piles, Stevens, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Beasley, Blackmon, Brown, Burton, Cleveland, Eberhart, Garrison, Hawthorn, James, Little, Martin, Mobly, Parks, Powell, Reid, Ryan, Searcy, and Swain.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to authorise the Justices of the Inferior court in the several counties of this State to levy extraordinary taxes for county purposes, Mr. Brown in the chair; Mr. President resumed the chair, and Mr. Brown reported that they had gone through the bill without amendment.

The Senate took up the report—and on motion to amend the report, in the first section of the bill, in the sixth line from top, by adding after the word "*State*," the following—"except the counties hereinafter named, to wit: Lincoln, Laurens, Warren, Camden, Gwinnett, Scriven, Hall, Madison, Tatnall, Wilkes, Montgomery, Early, Appling, Baldwin, Rabun, Emanuel, and Columbia"—and on the question to agree to the amendment as proposed, it was determined in the negative; and the yeas and nays being required are, yeas 18, nays 23.

Those in the affirmative are,

Messrs. Bacon, Blackmon, Blackshear, Crawford, Dunham, Eberhart, Garrison, Hardee, Henly, Jackson, of Early, M'Crimmon, Mitchell, of Jones, Powell, Reid, Ryan, Searcy, Swain, and Walker, of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Brown, Burton, Cleveland, Coffee, Harden, Hawthorn, Irwin, James, Little, Martin, Maxwell, Mitchell,

of Clark, Mobly, O'Neal, Parks, Piles, Stevens, Stocks, Wimberly and Woods.

The report being read, was ordered to lie on the table

Mr. Adams, from the committee to whom was referred the petition of John Ardis, of Putnam county, made the following report, viz :

The select committee, to whom was referred the petition of John Ardis, of Putnam county, report, that they have carefully examined the nature of the claim of the petitioner, and are of opinion that his prayer is reasonable and ought to be granted ; they therefore beg leave to recommend the passage of the following resolution :

Resolved, That the sum of fifteen hundred dollars be, and the same is hereby appropriated to John Ardis, of Putnam county, as a full compensation for the injury by him sustained, in consequence of cutting out and removing his mill-dam on the Oconee river, by the persons appointed by the State to open and render navigable the said river (Oconee) above the town of Milledgeville ; and that the said sum be paid out of any money in the treasury not otherwise specially appropriated.

Which was read and ordered to lie on the table.

The following message was received from his Excellency the Governor by his Secretary, Mr. Burch :

Mr. President—His Excellency the Governor has approved of and signed a resolution which originated in this branch of the General Assembly, appointing this day, at one o'clock, P. M. for the election of a Health-officer and Harbor-master for the port of Savannah—and he withdrew.

A message from the House of Representatives, by Mr. Turner, their clerk :

Mr. President—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the representative chamber, for the purpose of proceeding to the election of a Health-officer and Harbor-master for the port of Savannah, agreeable to a concurred resolution—and he withdrew.

Whereupon the Senate repaired to the chamber of the House of Representatives, and being seated, both branches of the General Assembly proceeded by joint ballot to the election of a Health-officer for the port of Savannah, and on counting out the votes, it appeared that Dr. William C. Daniel was duly elected.

They then proceeded in like manner to the election of a Harbor-master for the port of Savannah, and on counting out the votes, it appeared that Henry Darnell was duly elected.

The Senate returned to their chamber, and adjourned until to-morrow morning, ten o'clock.

Friday, 23d November, 1821.

On motion of Mr. Ryan,

The Senate reconsidered so much of their Journal of yesterday as respects the disagreement of Senate to the bill to be entitled an act

to amend an act entitled an act to dispose of and distribute the lands lately acquired by the United States, for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 8th day of January, 1821, and to add the reserve at Fort Hawkins to the county of Jones.

The Senate took up the resolution from the House of Representatives in favor of Thomas F. Anderson, of the county of Franklin, which was read, amended, and concurred in.

Mr. Stocks, from the select committee, to whom was referred the petition of Peter J. Williams, reported a bill to be entitled an act to convey to Peter J. Williams one acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon, which was read the first time.

Mr. Stevens presented a petition from sundry citizens of M'Intosh county, praying to be added to the county of Liberty, which was read and referred to a select committee, consisting of messrs. Stevens, Maxwell, and Dunham.

Mr. Crawford, from the committee to whom was referred the petition of James G. Stallings, reported a bill to be entitled an act to authorise James G. Stallings, of the county of Columbia, to erect a mill-dam in Savannah river, from the lower shoal, called and known by the name of Stalling's shoal, which was read the first time.

Mr. Allen presented a petition from Jonas Skinner and sundry citizens of Burke county, which was read and referred to a special committee, consisting of messrs. Allen, M'Crimmon, and Swain.

Mr. Harden presented a memorial from Samuel Piles in favor of Captain Jacobs, which was read and referred to a select committee, consisting of messrs. Harden, Bacon, and Stocks.

Mr. Harden presented a memorial from the managers of the Savannah Poor-house and Hospital Society, which was read and referred to the committee on finance.

Mr. Woods, from the committee appointed, reported a bill to be entitled an act to divorce and separate Katharine Harris and John Harris, her husband, which was read the first time.

Mr. Powell, from the committee appointed, reported a bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same, which was read the first time.

The bill to be entitled an act to invest the appointment of Health-officer and Harbor-master for the port of Savannah, in the City Council of Savannah, was read the second time and ordered for committee of the whole.

The bill to be entitled an act to make permanent the site of the public buildings at the village of Gainsville, in the county of Hall, and to incorporate the same—

The bill to be entitled an act to make permanent the site of the public buildings for the county of Walton at Monroe, and to incorporate the same—

The bill to be entitled an act to alter and change the names of persons therein named—

The bill to be entitled an act to alter and change the name of Pinkethman M'Cay to that of Pinkethman Hawkins, and to legitimize his birth—and,

The bill to be entitled an act for the relief of the citizens of the county of Scriven, were severally taken up, read the third time, and passed under their respective titles.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to alter and amend the several laws for the trial of slaves and free persons of color in this State, mr. Woods in the chair; mr. President resumed the chair, and mr. Woods reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to secure to Ica Atkins, his heirs and assigns, the right of keeping a ferry at the place known as his landing, on the Chatahoochie river, in the twenty-eighth district of Early county, and to regulate the rates of ferriage in said county, mr. Ryan in the chair; mr. President resumed the chair, and mr. Ryan reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to amend an act entitled an act to incorporate the town of Darien, passed the 12th day of December, 1816, and to amend an act entitled an act to make the town of Darien a city, passed 18th December, 1818, and to extend the jurisdiction of the city of Darien in certain cases, mr. Harden in the chair; mr. President resumed the chair, and mr. Harden reported that they had gone through the bill with an amendment.

The Senate took up the report, which was agreed to, and the bill read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to establish a turnpike over Ogeechee causeway, in Bryan county, and to appoint commissioners to carry the same into effect, mr. Mitchell, of Clark, in the chair; mr. President resumed the chair, and mr. Mitchell reported that they had gone through the bill with an amendment.

The Senate took up the report, which was agreed to, and the bill read the third time and passed.

The Senate resolved itself into a committee of the whole, on the bill to be entitled an act to divide the county of Early, mr. Irwin in the chair; mr. President resumed the chair, and mr. Irwin reported that they had gone through the bill without amendment.

The Senate took up the report, and on motion that the report do lie on the table for the balance of the session, it was determined in the affirmative.

And the yeas and nays being required, are yeas 25, nays 3.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Burton, Cleveland, Dunham, Eberheart, Garrison, Hardee, Harden, Hawthorn, Henly, Irwin, James, Little, M'Crimmon, Martin, Mitchell, of Clark, Mitchell, of Jones, Mobly, O'Neal, Parks, Piles, Powell, Reid, Ryan, Stephens, Stocks, Swain, Wimberly, and Woods.

Those in the negative are,

Messrs. Jackson, of Early, Searcy, and Walker, of Appling.

Mr. Henly, from the committee appointed, reported a bill to be entitled an act to regulate the admission of evidence in the several courts

of law and equity in this State, so far as relates to deeds and bills of sale of sheriffs, executors, administrators, and guardians, which was read the first time.

Agreeable to notice, mr. Jackson, of Early, introduced a bill to be entitled an act to amend an act to alter and amend an act to alter and fix the times of holding the Superior and Inferior courts in the several judicial circuits in this State, passed the 14th December, 1819, so far as respects the southern judicial circuit, and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st December, 1819, so far as respects the duties of the commissioners of Early county, which was read the first time.

On motion of mr. Henly,

Resolved, That the Comptroller-general be requested to lay before the Senate a statement of the taxes due the state from the several counties previous to the year 1821, together with the names of the collectors and their securities, the amount due by each collector, and of what year.

A message from the House of Representatives by mr. Turner, their Clerk :

Mr. President—The House of Representatives have added a committee on their part to join the committee appointed by Senate to prepare and report a bill to alter an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Irwin, Early, Appling, and Telfair.

They have passed a bill to be entitled an act to reduce the fees of the county and other public officers of this state, to which they desire concurrence—and he withdrew.

The Senate took up the message, and the bill therein contained was read the first time.

The Senate took up the message of yesterday from the House of Representatives, and the resolution therein contained, in favor of John Cunningham, being read, was *unanimously* concurred in, and the several bills in said message were read the first time.

The Senate adjourned until ten o'clock to-morrow morning.

Saturday, 24th November, 1821.

Agreeable to notice Mr. Hardee had leave to introduce a bill to be entitled an act to establish and regulate district elections, in the county of Camden, and to punish those who may attempt to defeat the same—which was read the first time.

Mr. Allen from the committee to whom was referred the petition of Jonas Skinner, reported a bill to be entitled an act to relieve Jonas Skinner—which was read the first time.

On motion of mr. Mitchell, of Clark.

Resolved, That the State Printers be required to have printed ——— copies of the laws of the present session, in addition to the number

ready contracted for—which was read and ordered to lie on the table. The Senate took up the resolution in favor of John Ardis—which was read and ordered to lie on the table.

Mr. Stevens from the committee to whom was referred the petition of sundry citizens of the county of M'Intosh, reported, a bill to be entitled an act to add a part of M'Intosh county to Liberty—which was read the first time.

Mr. Dunham had leave to introduce a bill, instanter, to be entitled an act to repeal an act regulating fences on Harris' Neck, in the county of M'Intosh—which was read the first time.

A message from the House of Representatives by Mr. Turner, their clerk :

Mr. President—The House of Representatives have passed a resolution, appointing notaries public, for the county of Chatham.

They have passed the following bills, viz :

A bill to be entitled an act to incorporate the Academy of Glynn county.

A bill to be entitled an act for the relief of Robert Cummins, and the Inferior court of Twiggs county.

A bill to incorporate the Malloryville Academy, in the county of Wilkes.

A bill to be entitled an act to give time to the securities of Thomas L. Edwards, deceased, late tax collector of the county of Hancock, to pay money due by them to the state as security aforesaid.

A bill to be entitled an act to alter and amend an act entitled an act to alter and amend the forty-second section of an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force in this state, so far as said act relates to the city of Darien.

A bill to be entitled an act to repeal the second section of an act entitled an act to authorise the Justices of the Inferior court for the county of Madison, to designate and appropriate a lot or lots in the village of Danielsville, for the purpose of erecting an Academy and Meeting House thereon, passed 8th day of December, 1820.

A bill to be entitled an act to authorise Wm. H. Edwards to establish a public bridge across Canoochie river, at or near the place known and called by the name of Oneal's ferry.

A bill to be entitled an act to authorise the commissioners of pilotage for the port of Darien, to employ Henry Drummond a free man of color as pilot. And

A bill to point out a more expeditious method of partitioning such lots of land as have or may be declared fraudulent draws by judgment of court, pursuant to an act passed 15th December, 1818, and to vest the titles to the same in the several incorporated Academies in this state.

The following bills were taken up, read the second time, and ordered for a third reading, to wit :

A bill to be entitled an act to repeal so much of the fourth section of the act of 1787, as prohibits the corporation of Savannah from allowing the mayor thereof a salary.

A bill to be entitled an act to establish and make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of Eleazer Adam's ferry.

A bill to be entitled an act to point out the mode for the collection of rents, and the recovery of possession of property within the city of Darien and the precincts thereof. And

A bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same.

The following bills were taken up, read the second time, and ordered, severally, for committee of the whole, viz :

A bill to be entitled an act to regulate the admission of evidence in the several courts of law and equity in this State, so far as relates to deeds and bills of sale of sheriffs, executors, administrators, and guardians.

A bill to be entitled an act to reduce the fees of the county, and other public officers of this state.

A bill to be entitled an act to amend an act to alter and amend an act to alter and fix on the time of holding the Superior and Interior courts, in the several judicial circuits of this state, passed the 14th day of December, 1819, so far as respects the southern judicial circuit ; and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st day of December, 1819, so far as respects the duties of the commissioners of Early county.

A bill to be entitled an act to convey to Peter J. Williams, one acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon.

A bill to be entitled an act to authorise James G. Stallings, of the county of Columbia, to erect a mill dam in Savannah river, from the lower shoal called and known by the name of Stallings' shoal.

A bill to be entitled an act to divorce and separate Katharine Harris (late Katharine King,) and John Harris, her husband.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to invest the appointment of health officer and harbor master, for the port of Savannah, in the city council of Savannah, —mr. Crawford in the chair ; mr. President resumed the chair, and mr. Crawford reported that they had gone through the bill without amendment

The Senate took up and agreed to the report.

Whereupon the bill was read the third time, and on the question, shall the bill now pass ? it was determined in the affirmative, and the yeas and nays being required, are—Yeas 29, Nays 13.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackshear, Brown, Burton, Cleveland, Crawford, Dunham, Eberhart, Garrison, Hardee, Harden, Irwin, Little, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Jones, Mobly, O'Neal, Parks, Piles, Powell, Stevens, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Blackmon, Coffee, Hawthorn, Henly, Jackson, of Early, James, M'Crimmon, Reid, Ryan, Searcy, Swain, and Walker, of Appling.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter and amend the several laws for the trial of slaves and free person of color in this state, mr. Parks in the chair ; mr. President resumed the chair, and mr. Parks reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report.

Whereupon the bill was read the third time, and on the question shall this bill now pass? it was determined in the affirmative, and the yeas and nays being required, are—Yeas 34, Nays 7.

Those in the affirmative are,

Messrs. Allen, Bacon, Beasley, Beck, Blackshear, Brown, Burton, Cleveland, Dunham, Eberhart, Garrison, Hardee, Harden, Jackson, of Early, James, Little, M'Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Jones, Mobley, O'Neal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Walker, of Appling, Wimberly and Woods.

Those in the negative are,

Messrs. Adams, Blackmon, Coffee, Hawthorn, Henly, Irwin, and Swain.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to secure to Ica Atkins, his heirs and assigns the right of keeping a ferry at the place known as his landing, on the Chatahoochie, in the twenty-eight district of Early county, and to regulate the rates of ferriage in said county—mr. Maxwell in the chair, mr. President resumed the chair, and mr. Maxwell reported that they had gone through the bill with an amendment.

The Senate took up and agreed to the report as amended.

Whereupon the bill was read the third time, and passed, under the title of a bill to be entitled an act to regulate the rates of ferriage for the county of Early.

Mr. Jackson, of Early, notifies the Senate that he will, after to-day, move for leave to report a bill to be entitled an act to alter and amend the eighth section of the first article of the constitution.

The Senate adjourned until Monday morning next, ten o'clock.

Monday, 26th November, 1821.

Mr. O'Neal moved for a committee, agreeably to notice, to prepare and report a bill to alter and amend the first section of the estray law, passed the 7th December, 1803.

Ordered, that messrs. O'Neal, Beck, and Swain, be that committee.

Mr. Henly gave notice, that after to-day he will move to introduce a bill to be entitled an act more particularly to define the duties of executors, administrators, and guardians, in making their returns to the court of ordinary.

The Senate took up the message from the House of Representatives of Saturday, and concurred in the resolution appointing Notaries Public for the county of Chatham, and the bills therein contained were severally read the first time.

The following bills were taken up, read the second time, and ordered for committee of the whole, to wit:

A bill to be entitled an act to relieve Jonas Skinner—and

A bill to be entitled an act to establish and regulate district elections in the county of Camden, and to punish those who may attempt to defeat the same.

The bill to be entitled an act to repeal an act regulating fences on Harris' Neck, in the county of M'Intosh, was read the second time and ordered for a third reading.

The following bills were taken up, read the third time, and severally passed under their respective titles :

A bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same.

A bill to be entitled an act to establish and make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of Eleazar Adams' Ferry.

A bill to be entitled an act to repeal so much of the fourth section of the act of 1787 as prohibits the corporation of Savannah from allowing the Mayor thereof a salary—and

A bill to be entitled an act to point out the mode for the collection of rents and the recovery of possession of property within the city of Darien and the precincts thereof.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to convey to Peter J. Williams one acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon, Mr. Maxwell in the chair; Mr. President resumed the chair, and Mr. Maxwell reported progress and had leave to sit again.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to divorce and separate Katharine Harris and John Harris her husband, Mr. Wimberly in the chair; Mr. President resumed the chair, and Mr. Wimberly reported no amendment.

The bill was read the third time—and,

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 27, nays 13.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Coffee, Dunham, Hardee, Harden, Henly, Irwin, M'Crimmon, Maxwell, Mitchell, of Clark, O'Neal, Piles, Powell, Reid, Ryan, Searcy, Stephens, Stocks, Swain, Walker, of Appling, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Jackson, of Jefferson, James, Little, Martin, Mobly, and Parks.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this State, passed the 14th day of December, 1819, so far as respects the southern judicial circuit, and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st day of December, 1819, so far as respects the duties of the commissioners of Early county, Mr. Stocks in the chair; Mr. President resumed the chair, and Mr. Stocks reported no amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to regulate the admission of evidence in the several courts of law

and equity in this State, so far as relates to deeds and bills of sale of sheriffs, executors, administrators, and guardians, mr. T. Mitchell in the chair; mr. President resumed the chair, and mr. Mitchell reported progress and had leave to sit again.

The Senate again resolved itself into committee of the whole on the bill to dispose of such parts of fractional surveys as was not disposed of in conformity of a law passed the 16th day of May last, viz: in the counties of Walton, Gwinnett, Hall, Habersham, and Rabun, mr. Stephens in the chair; mr. President resumed the chair, and mr. Stephens reported further progress and had leave to sit again.

The Senate again resolved itself into committee of the whole on the bill to alter and amend so much of the third-second section of the Judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior courts of this State, mr. Beasley in the chair; mr. President resumed the chair, and mr. Beasley reported no amendment.

The bill was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 35, nays 6.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Beck, Blackmon, Blackshear, Burton, Coffee, Crawford, Dunham, Eberhart, Hardee, Harden, Irwin, Jackson of Early, Jackson of Jefferson, James, M'Crimmon, Martin, Maxwell, Mitchell of Clark, Mobly, O'Neal, Parks, Piles, Reid, Ryan, Searcy, Stephens, Stocks, Swain, Walker, Wimberly, and Woods.

Those in the negative are,

Messrs. Brown, Cleveland, Garrison, Henly, Little, and Powell.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to amend the fifth section of an act entitled an act to regulate taverns and to suppress vice and immorality, passed the 14th August, 1786, which was read and amended—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 28, nays 13,

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackmon, Burton, Cleveland, Crawford, Dunham, Eberhart, Garrison, Hardee, Harden, Jackson of Jefferson, James, Little, M'Crimmon, Martin, Maxwell, Mitchell of Clark, O'Neal, Parks, Piles, Powell, Ryan, Stephens, Stocks, and Woods.

Those in the negative are,

Messrs. Beck, Blackshear, Brown, Coffee, Henly, Irwin, Jackson of Early, Mobly, Reid, Searcy, Swain, Walker, and Wimberly.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to authorise the Justices of the Inferior court in the several counties of this State to levy extraordinary taxes for county purposes, which was read.

When the following enacting clause was submitted by mr. Crawford, to wit:—"And be it further enacted, that no extraordinary tax shall be levied and collected by the Inferior courts, as by this act con-

templated, unless three-fourths of the grand jury of the county shall first recommend the same, at a regular term of the Superior court"—and

On motion to amend the proposed amendment, by striking out the words "*three-fourths of*," it was determined in the affirmative—whereupon,

On motion of Mr. Ryan,

To insert the words "*two-thirds of*," in the place of the words stricken out, it was determined in the negative—and

The yeas and nays being required are, yeas 12, nays 28.

Those in the affirmative are,

Messrs. Blackmon, Blackshear, Cleveland, Crawford, Henly, Jackson of Early, Jackson of Jefferson, James, Martin, Reid, Ryan, and Searcy.

Those in the negative are,

Messrs. Adams, Allen, Bacon, Beasley, Beck, Brown, Burton, Coffee, Dunham, Eberhart, Garrison, Hardee, Harden, Irwin, Little, Mitchell of Clark, Maxwell, M'Crimmon, Mobly, O'Neal, Parks, Piles, Powell, Stevens, Stocks, Swain, Wimberly, and Woods.

Whereupon the bill was read the third time as amended—and

On the question, shall this bill pass? it was determined in the negative—and

The yeas and nays being required, are, yeas 19, nays 20.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Brown, Burton, Coffee, Dunham, Harden, Irwin, Little, Maxwell, Mitchell of Clark, O'Neal, Parks, Stevens, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Bacon, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Hardee, Henly, Jackson of Early, Jackson of Jefferson, James, M'Crimmon, Martin, Mobly, Powell, Reid, Ryan, Searcy, and Swain.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to amend an act entitled an act to dispose of and distribute the lands lately obtained by the United States, for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 8th day of January, 1821, and to add the reserve at Fort Hawkins to the county of Jones, which was read—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 21, nays 18.

Those in the affirmative are,

Messrs. Bacon, Beasley, Beck, Blackmon, Brown, Burton, Cleveland, Eberhart, Garrison, James, Little, M'Crimmon, Martin, Mobly, Parks, Powell, Reid, Ryan, Searcy, Swain, and Wimberly.

Those in the negative are,

Messrs. Adams, Allen, Blackshear, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Maxwell, Mitchell of Clark, O'Neal, Stevens, Stocks, and Woods.

On motion of Mr. Adams,

Resolved by the Senate and House of Representatives, That Wm. Alexander, Joseph Turner, Thomas Kimbro, Sen. William Pace, and

Hardy Gregory, or a majority of them, be and they are hereby appointed commissioners to examine whether John Ardis, of Putnam county, has sustained any special injury by the improvement of the Oconee river, and if any, to what amount; and that they certify the same upon oath, under their hands and seals, as soon as may be, to this Legislature.

Which was read and ordered to lie on the table.

On motion of Mr. Wimberly,

Resolved, That Zachariah B. Hargroves be and he is hereby appointed a Notary Public for the county of Twiggs.

Mr. Mitchell, of Clark, called up the resolution laid on the table on Saturday last, which was amended to read in the following words, viz :

Resolved, That the State Printers be required to have printed five hundred copies of the laws of the present session, in addition to the number already contracted for.

Which was read as amended, and agreed to.

Mr. Coffee presented a petition from sundry citizens of the county of Telfair, which was read and referred to the Joint Committee on Agriculture and Internal Improvement.

A message from the House of Representatives, by Mr. Turner their Clerk :

Mr. President—The House of Representatives have concurred in the amendment made by Senate to the resolution in favor of Thomas F. Anderson.

They have passed a resolution in favor of J. M. Patrick—and
A resolution in favor of William Hendry.

They have passed a bill to be entitled an act to divorce and separate Samuel Burckstiner and Ann Burckstiner, his wife, to which they desire concurrence—and he withdrew.

Ordered, that the message do lie on the table.

The Senate adjourned until to-morrow morning, ten o'clock.

Tuesday, 27th November, 1821.

Mr. Harden moved that the minutes of yesterday be reconsidered, so far as respects the passage of the bill to authorise the Justices of the Inferior court in the several counties of this State, to levy extraordinary taxes for county purposes—and

On the question to reconsider, it was determined in the affirmative—and

The yeas and nays being required, are yeas 23, nays 20.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Beck, Brown, Burton, Coffee, Dunham, Harden, Hawthorn, Irwin, James, Latta, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Parks, Stocks, Wimberly and Woods.

Those in the negative are,

Messrs. Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Hardee, Henly, Jackson of Jefferson, M'Crimmon, Martin, Mobly, Piles, Powell, Reid, Ryan, Searcy, Stevens, Swain, and Walker of Appling.

Mr. Stocks, from the committee, reported a bill to be entitled an act to organize the counties of Dooley, Houston, Monroe, Henry, and Fayette, to add a part of Henry to the county of Fayette, and to establish an additional circuit, to be entitled the — circuit, and in the mean time to attach the counties to the — and southern circuit, which was read the first time.

Mr. Adams called up his resolution of yesterday, appointing commissioners to report on the damages done, if any, to John Ardis, by the improvement of the navigation of Oconee river, and the same being again read, was disagreed to.

Mr. Cleveland presented a petition from a number of inhabitants of Habersham and Rabun, which was read and referred to a special committee.

Ordered, that messrs. Cleveland, Little, and Garrison, be that committee.

Mr. Jackson, of Early, had leave to report a bill to amend the fourth and eighth sections of the fourth article of the Constitution of this State, which was read the first time.

The following bills were taken up, read the second time, and ordered for a third reading, viz :

The bill to incorporate the Mallorysville Academy, in the county of Wilkes.

The bill to be entitled an act to give time to the securities of Thomas L. Edwards, deceased, late tax collector of the county of Hancock, to pay money due by them to the State, as security aforesaid.

The bill to be entitled an act to alter and amend an act entitled an act to alter and amend the forty-second section of an act entitled an act to revise and consolidate the militia laws of this State, and to repeal the cavalry laws now in force in this State, so far as said act relates to the city of Darien.

The bill to be entitled an act to authorise William H. Edwards to establish a public bridge across the Canoechie river, at or near the place known and called by the name of O'Neal's ferry.

The bill to be entitled an act to authorise the commissioners of pilotage for the port of Darien, to employ Henry Drummond, a free man of color, as a pilot.

The bill for the relief of Robert Cummins and the Inferior court of Twiggs county—and

The bill to be entitled an act to repeal the second section of an act to authorise the Justices of the Inferior court for the county of Madison, to designate and appropriate a lot or lots in the village of Danielsville, for the purpose of erecting an Academy and Meeting-house thereon, passed the 8th day of December, 1820.

The bill to be entitled an act to point out a more expeditious method of partitioning such lots of land, as have or may be declared fraudulent draws by judgment of court, pursuant to an act passed the 15th December, 1818, and to vest the titles in the same in the several incorporated Academies in this State—and

The bill to be entitled an act to incorporate the Academy of Glynn county, were taken up, severally read the second time, and ordered for committee of the whole.

The bill to be entitled an act to repeal an act regulating fences on Harris' Neck, in the county of M'Intosh, was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to authorise James G Stallings, of the county of Columbia, to erect a mill-dam in Savannah river, from the lower shoal, called and known by the name of Stallings' shoal, Mr. Reid in the chair; Mr. President resumed the chair, and Mr. Reid reported an amendment.

The Senate took up the report, which was read and agreed to.

The bill was read the third time and passed.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a resolution in favor of Martha Johnson, of Clark county.

They have passed a resolution relative to a negro slave Isaac.

They have passed a bill to be entitled an act to authorise David Adams, of the county of Jasper, to keep open a sluice through his mill-dam on the Ocmulgee river, for the free passage of fish up the same—and

A bill to be entitled an act to define the duties and authority of the commissioners of the town of Washington, in Wilkes county, to which they desire concurrence—and he withdrew.

The Senate took up the several messages from the House of Representatives, and concurred in the resolution in favor of Martha Johnson, of Clark county—and also concurred in the resolution in favor of Wm. Hendry.

The resolution in favor of the negro Isaac being read, together with the accompanying documents, were ordered to lie on the table.

The resolution in favor of John M. Patrick being read, on motion to concur with the House of Representatives, it was determined in the negative—and

The yeas and nays being required, are yeas 14, nays 24.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Blackshear, Burton, Harden, Irwin, Mitchell of Clark, Mitchell of Morgan, Piles, Ryan, Stevens, Stocks, and Wimberly.

Those in the negative are,

Messrs. Allen, Beck, Blackmon, Brown, Cleveland, Coffee, Crawford, Dunham, Eberhart, Garrison, Hardee, Hawthorn, Henly, Jackson of Early, Jackson of Jefferson, Little, M'Crimmon, Martin, Mitchell of Jones, Mobley, Parks, Powell, Reid, and Woods.

The several bills contained in said messages were read the first time.

Mr. O'Neal, from the committee appointed, reported a bill to be entitled an act to alter and amend the first section of the law respecting es. rays, passed 7th December, 1803, which was read the first time.

Mr. Stevens presented a memorial from Mary Batting, which was read and referred to a special committee.

Ordered, that messrs. Stevens, Maxwell, and Harden, be that committee.

Mr. Stevens, from the Joint Committee on public education and free schools, made the following report :

The Committee on Public Education and Free Schools, to whom was referred a portion of the Governor's message, and various communications from county academies, have found themselves engaged in the investigation of a subject of the first magnitude, involving the best interest of individuals and the highest destinies of the Republic. In a government like ours, which derives its moving impulse, and its sustaining and restrictive energies from public opinion in all its progress through after time, it is impossible not to see, and seeing not to feel, that public measures are to be conducted by enlightened wisdom, or abandoned to the profoundest error. These principles, too obvious & important ever to have been overlooked, and perhaps too trite to need remark, naturally presented themselves to the minds of those who shaped the outlines of our system of government. Our statute book bears testimony that for forty years the subject of Education has engaged the attention of the Legislature. It was not to be expected that a work of such magnitude could be accomplished in a day, even under the most favorable auspices ; but independantly of inherent difficulties, Georgia has been embarrassed and retarded by obstacles peculiar to herself. But instead of repining that we have done no more, may we not find cause of congratulation that we have done so much. The original endowment of a principal seminary, and of subordinate branches consisting of county academies, was a scheme splendid in theory and reflecting lasting honor on the state. If the enlarged and profound policy in which the measures originated has not been carried fully into effect ; if the patriotic views of its authors have not been completely realized, it will be seen that much, very much has been accomplished, and that the deficiency is to be ascribed in part to that imperfection which is the common lot of all human contrivances, and in part to adventitious events which could not be foreseen or controlled. Of the academies thus originally, but imperfectly endowed by a thousand pounds each, in confiscated property, it is found that a very large majority are without funds. This has proceeded in some instances from the appearance of better titles to the lands so granted in endowment, and in others, from the expenditure of the fund in the erection of buildings which have gone into decay for want of exertion and patronage, and in others again from the sparseness of the surrounding population. Under these circumstances, it has been a result of mere moral necessity that while a few have prospered, the larger number have ceased to be useful. This now is the least promising part of our system of instruction. But who shall say that even from this, great benefits have not resulted to the people of the state. Who shall say that these academies, though they may not be practically inoperative, have not been tributary to the counsels of the country, and assisted in kindling the flame by the light of which we are marching to high and commanding destinies. A deep sense of the necessity of education pervades the whole state. Speculative curiosity may enquire further into the causes, if she will, the fact stands confessed and offers gratulations to the mind of every statesman, and the heart of every patriot. Sure of her gains, learning must now encrease her stock, and being so

longer liable to interruption, her advances must be progressive. The difficulties and delays which have been heretofore encountered, are retiring before the view of the increasing resources of the country, and the invigorated influences of liberality and patriotism. The great work was commenced in the year 1817, by the appropriation of the sum of \$250,000 dollars for the encouragement and support of free schools.— This is the corner stone of an edifice which the people by their representatives will hereafter finish.

In examining the means which may be made subservient to the purposes of education, your committee are of opinion, that at present they are not sufficient to carry into operation a regular system of schools. To provide for the enlargement of those means, and to bring them into due proportion to the number and necessities of the population they are intended to benefit, will be all that can or ought to be attempted. The original appropriation was directed to be invested in safe and profitable stock. An investment of 50,000 dollars has been made in stock of the bank of Augusta, and 100,000 dollars in stock of the bank of Darien. These investments have yielded an interest of \$ 33,066 66 ; so that this fund may now be estimated at \$ 283,066 66.

That this may be advanced to the sum of 500,000 dollars is a measure which your committee most earnestly recommend. They are the more importunate, believing as they do that the means are already within legislative control, sufficient for the effectuation of so important an object. But for greater certainty in this regard, your committee beg leave to furnish the estimates from which their conclusions have been drawn.

The fractions in the late acquired territory, at a reasonable estimate of quantity will amount to 70,000 acres ; and upon a like estimate of value will yield 250,000 dollars. The Fort Hawkins reserves are estimated at 20,000 acres, and at 200,000 dollars. The fractions directed to be sold by act of the last annual session, (including the amount of sales at Jefferson) are rated at 100,000 dollars. Lots 10 and 100 reserved for purposes of education, are rated at 20,000 dollars ; and land which may be disposed of in the Milledgeville reserve, at \$ 20,000. Your committee are aware that the fund for the internal improvement of the state, maintains a claim upon a portion of these resources which cannot and ought not to be resisted, your committee will not attempt to resist it. On the contrary, (although not entirely within their province) they recommend the advancement of this fund also to the sum of 500,000 dollars. Insisting then for the purposes of education upon but the one half of the fraction fund ; the one half of the Fort Hawkins and Milledgeville reserves, and upon the whole of the reserved lots, your committee fill up their contemplated appropriation, and furnish an excess of 88,000 dollars. With this excess your committee propose to commence the regular endowment of county academies. Many of these have not as yet received the imperfect aid which was derived by some from the appropriation of confiscated property.— Your committee consider it proper that the most destitute should be first provided for, but that every exertion and every resource should be directed to the suitable endowment and aid of all academies dispensing their benefits within our borders, whether they be incorporated or not.

When the means hereinbefore adverted to shall be realized, and the original appropriation advanced to the sum of an half million of dollars, the fund will in its character and object be measureably changed. Instead of being directed exclusively to the support and encouragement of free schools, it will embrace the encouragement of every institution within the state which names the name of literature.

Your committee therefore beg leave to recommend the adoption of the following resolution :

Resolved, That it is expedient to advance the school fund to the sum of 500,000 dollars, and that the means and the resources hereinbefore adverted to, be and they are hereby set apart and directed to be applied to that purpose.

Which was read and ordered to lie on the table.

Mr. Henly, from the Joint Committee on enrolled bills, reported as duly enrolled and signed by the Speaker of the House of Representatives, the following acts, viz :

An act to make permanent the site of the public buildings for the county of Walton, at Monroe, and to incorporate the same.

An act to make permanent the site of the public buildings at the village of Gainesville, in the county of Hall, and to incorporate the same.

An act to alter and change the names of persons therein named, and to legitimate the same.

An act for the relief of the citizens of the county of Scriven.

An act to change the name of Pinkethman M'Cay to that of Pinkethman Hawkins, and to legitimize his birth.

An act to appoint the Justices of the Inferior court of Montgomery county, for the time being, and their successors in office, commissioners of the public buildings for said county.

An act to repeal the nineteenth section of an act entitled an act for the organization of a Court of Common Pleas, and of Oyer and Terminer, for the city of Savannah, and for repealing the civil jurisdiction given by the laws of this state to the mayor and aldermen of said city, to prescribe the terms at which the said courts shall hereafter be held, and to compel the attendance at said terms of the constables drawn by the mayor and aldermen of said city. And

An act to give master carpenters and master masons a lien on buildings erected by them in the city of Augusta.

Which were presented to and severally signed by the President of Senate.

Ordered, that the committee on enrollment do carry said acts to his Excellency the Governor for his revision.

The Senate adjourned until to morrow morning ten o'clock.

Wednesday, 28th November 1821.

Mr. Adams moved that the minutes of yesterday be reconsidered, so far as respects the resolution for the relief of John Ardis, of Putnam

county, which was agreed to and ordered that the resolution do lie on the table.

The President laid before Senate a communication from James S. Frierson, agent at Fort Hawkins, which was read and referred to the committee of the state of the Republic.

Mr. Ryan from the joint Bank committee, reported as follows, to wit :—

The Joint Committee on Banks, to whom have been referred the expositions of the Bank of the State of Georgia, the Planters Bank, and the Bank of Darien,

REPORT :

That they have, upon a careful examination of the expositions of the state and condition of the aforesaid Banks, found that their capacity to meet their engagements, at this time, rests upon the basis of a *metallic capital* of very considerable amount. The two former have on hand specie sufficient to enable them to retire, at any time, a very large proportion of their bills now in circulation ; and as to the latter, although there is a greater disparity between the amount of specie in the vaults, and the sum of its bills in circulation, yet, there is no reason to doubt its soundness. The Bank of Darien has been under the necessity of furnishing the greater part of the medium of circulation in Georgia, for some time past, and to this circumstance is to be attributed the difference in its state and condition, in this regard, from the other two banks abovementioned.

Your committee ask leave further to report :—That the State of Georgia, by the establishment of her banking institutions, had two great objects in view—the one to furnish to her citizens a safe and convenient medium of circulation, to the exclusion of the bills of the banks of other states ; the other, to enable her to have the funds of the state profitably invested in bank stock.

Both of these objects have either entirely failed, or have been considerably abridged, by the operations of the office of the Bank of the United States, at Savannah ; which, in the opinion of your committee, having been intruded upon the State of Georgia without her consent, is an interference with her sovereignty as an independent state.

Because the aforesaid office of the Bank of the United States, located at Savannah, did for a long time refuse to issue its bills, and by accumulating the bills of the State Banks as the depository of the revenue of the United States, and by other means perfectly within its power, has not only taken from the state her medium of circulation for her valuable products, but by frequent and repeated demands for large sums in specie upon the State Banks, had well nigh drained their vaults, thereby threatening their destruction, and compelling them, in order to meet the exigency, to curtail their discounts, inasmuch as to deprive the state and the individual stockholders of their usual and expected dividends.

In such a state of things, your committee would advise no step which might array the state against the authorities of the United States, or injure the credit of the bills of the Banks of the State of Georgia. They would advise all collision with the Bank of the United States to be eschewed if possible. But a proper regard to the safety of their own institutions demands and imperiously requires that something should be done for their protection.

Your committee therefore recommend, that a law shall be passed, establishing a rate of interest between the United States' Bank, and the Banks of the State of Georgia, below the present legal rate of interest of the State, and so low as to prevent the said banks from being benefitted by an accumulation of the bills of each other; for which purpose your committee ask leave to report the bill herewith presented as a part of this report.

And further, your committee recommend that while the State Banks shall rigidly persevere in paying their bills in specie to all individuals applying therefor, who may not be agents of the Bank of the United States, or either of its branches, that they shall refuse, whenever they may think it prudent so to do, to pay specie for their bills to the United States' Bank or its officers or agents, upon giving sixty days previous notice of such intention.

And your committee confidently hope, that public opinion will bear the state institutions out in such a course of conduct as none other seems, in the mind of your committee, to be calculated to save the state institutions, eventually from utter annihilation under existing circumstances, to the great injury of the state, and of the individuals who are, or may be stockholders in the aforesaid banking establishments.

And also, reported a bill to be entitled an act to regulate interest between the local banks, which now are or hereafter may be established in this state and the Bank of the United States, or any of its branches — which was read the first time, and

On motion of Mr. Maxwell,

Resolved, That the committee on Printing be instructed to contract with a printer for the printing of one hundred and fifty copies of the report of the Bank committee, and the bill accompanying the same, for the use of the members of the Legislature.

On motion of Mr. Crawford.

Resolved, That the committee on Finance be directed to enquire if any and what alterations and amendments are necessary to be made to an act passed the 5th December, 1799, entitled an act further explaining and defining the duties and power of the Comptroller General; and that they have leave to report by bill or otherwise.

The following bills were read the second time and ordered to a third reading:

The bill to define the duties and authority of the commissioners of the town of Washington, in Wilkes county. And

The bill to be entitled an act to authorise David Adams, of the county of Jasper, to keep open a sluice through his mill dam, on the Ocmulgee river, for the free passage of fish up the same.

The following bills were severally read and ordered to the committee of the whole, to wit:

A bill to be entitled an act to alter and amend the first section of the law respecting estrays, passed 7th December, 1803.

A bill to be entitled an act to divorce and separate Samuel Buckstiner and Ann Buckstiner, her wife.

A bill to be entitled an act to amend the fourth and eighth sections of the first article of the Constitution of this state.

A bill to be entitled an act to organize the counties of Dooly, Houston, Monroe, Henry, and Fayette; to add a part of Henry to the

County of Fayette; and to establish an additional circuit, to be called the — Circuit, and in the mean time, to attach the said counties to the — and Southern Circuits.

The following bills from the House of Representatives were read the third time, and severally passed under their respective titles, viz :

The bill to be entitled an act to give time to the securities of Thos. L. Edwards, deceased, late tax collector for the county of Hancock, to pay money due by them to the state as security aforesaid.

The bill to incorporate the Malloriesville Academy, in the county of Wilkes.

The bill to be entitled an act to alter and amend an act entitled an act to alter and amend the forty-second section of an act entitled an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force in this state, so far as said act relates to the city of Darien.

The bill to be entitled an act to authorise Wm. H. Edwards, to establish a public bridge across the Canoochie river, at or near the place known and called by the name of O'Neal's ferry.

The bill to be entitled an act to authorise the commissioners of pilotage for the port of Darien, to employ Henry Drummond a free person of color as a pilot.

The bill to be entitled an act to repeal the second section of an act to authorise the Justices of the Inferior court, for the county of Madison, to designate and appropriate a lot or lots in the village of Danielsville, for the purpose of erecting an academy and meeting house thereon, passed 8th day of December, 1820. And

The bill to be entitled an act for the relief of Robert Cummins, and the Inferior court of Twiggs county.

The Senate resolved itself into a committee of the whole, on the bill to incorporate the Academy of Glynn county—mr. Brown in the chair; mr. President resumed the chair, and mr. Brown reported that they had gone through the bill with an amendment, the Senate agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to point out a more expeditious method of partitioning such lots of land as have or may be declared fraudulent draws, by judgment of court, pursuant to an act passed the 15th December, 1818, and to vest the titles to the same in the several incorporated academies in this state—mr. Mitchell, of Clark, in the chair; mr. President resumed the chair, and mr. Mitchell reported that they had gone through the bill with amendments.

The Senate agreed to the report, and the bill was read the third time and passed, under the title of an act to point out a more expeditious method of partitioning such lots of land as have or may be declared fraudulent draws, by judgment of court, pursuant to an act passed 15th December, 1818, and to vest the titles to the same in the several county Academies in this state.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to add a part of M'Intosh county to Liberty—mr. Irwin in the chair; mr. President resumed the chair, and Mr. Irwin reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report.

And on the question shall this bill pass? it was determined in the negative.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to establish and regulate district elections in the county of Camden, and to punish those who may attempt to defeat the same—mr. Maxwell in the chair; mr. President resumed the chair, and mr. Maxwell reported that they had gone through the bill with an amendment.

The Senate took up and agreed to the report.

Whereupon the bill was read the third time, and on the question, shall this bill pass? it was determined in the affirmative; and the yeas and nays being required, are, yeas 32, nays 9.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackshear, Brown, Burton, Cleveland, Coffee, Crawford, Dunham, Eberhart, Garrison, Hardee, Harden, Irwin, Jackson, of Jefferson, James, Little, M^r Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell of Jones, Mobley, O'Neal, Parks, Piles, Powell, Ryan, Stevens, Wimberly, and Woods.

Those in the negative are,

Messrs. Beck, Blackmon, Hawthorn, Henly, Jackson of Early, Reid, Searcy, Stocks, and Swain.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter and amend an act entitled an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this state, passed the 21st day of December, 1820—mr. Cleveland in the chair; mr. President resumed the chair, and mr. Cleveland reported progress and had leave to sit again.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to reduce the fees of the county and other public officers of the state—mr. Jackson of Jefferson, in the chair: mr. President resumed the chair, and mr. Jackson reported progress and had leave to sit again.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act for the relief of James Skinner—mr. Coffee in the chair; mr. President resumed the chair, and mr. Coffee reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate again resolved itself into a committee of the whole on the bill to be entitled an act to extend the time of taking out grants on surveys made on head rights and bounty warrants—mr. Crawford in the chair; mr. President resumed the chair, and mr. Crawford reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have agreed to the amendment made by Senate to the bill from the House of Representatives to amend the act to incorporate the town of Darien, and the act to make Darien a city, and to extend the jurisdiction of the city of Darien in certain cases.

They have passed resolutions appointing Notaries Publics for the counties of Glynn and Habersham.

They have passed the following bills,

A bill to be entitled an act to provide for the permanent endowment of the University, and to appropriate monies for the erection of a new collegiate edifice at Athens. And

A bill to be entitled an act to grant indulgence to the purchasers of University lands—and he withdrew.

Ordered that the message do lie on the table.

The Senate adjourned until ten o'clock to-morrow morning.



Thursday, 29th November, 1821.

The Senate took up the message from the House of Representatives of yesterday, and

Concurred in the resolution appointing William Purviss a Notary Public for the county of Glynn.

And concurred in the resolution appointing Miles Davis, Esq. a Notary Public for the county of Habersham.

In the resolution appointing Timothy Edwards a Notary Public for the county of Richmond and city of Augusta, with an amendment—strike out “city of Augusta.”

And the bills therein contained were severally read the first time.

The bill to be entitled an act to authorise the Justices of the Inferior court in the several counties of this State to levy extraordinary taxes for county purposes, was taken up, read, and referred to committee of the whole, Mr. Cleveland in the chair; Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill with an amendment.

The Senate agreed to the report—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are—Yeas 29, Nays 14.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Beck, Blackshear, Brown, Burton, Coffee, Crawford, Dunham, Harden, Hawthorn, Irwin, Jackson of Early, James, Little, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Jones, Oneal, Parks, Ryan, Searcy, Stevens, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Blackman, Cleveland, Eberheart, Garrison, Hardee, Henly Jackson of Jefferson, Martin, Mobley, Piles, Powell, Reid, Swain, and Walker.

The Senate resolved itself into committee of the whole, on the bill to divorce and separate Samuel Buckstiner and Ann Buckstiner, his wife, Mr. Beck in the chair; Mr. President resumed the chair, and Mr. Beck reported that they had gone through the bill without amendment.

- The bill was read the third time, and

On the question, shall this bill now pass? it was determined in the negative, requiring two thirds to pass it—and

The yeas and nays being required, are yeas 27, nays 15.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Cleveland, Dunham, Hardee, Harden, Henly, Irwin, M'Crimmon, Maxwell, Mitchell, of Clark, Mitchell, of Jones, O'Neal, Piles, Powell, Reid, Ryan, Stevens, Stock, Swain, Walker, of Appling, Wimberly, and Woods.

Those in the negative are, •

Messrs. Allen, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Hawthorn, Jackson, of Jefferson, James, Little, Martin, Mobly, Parks, and Searcy.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter and amend the first section of the law respecting estrays, passed 7th December, 1803, mr. Powell in the chair; mr. President resumed the chair, and mr. Powell reported that they had disagreed to the bill.

The Senate took up and agreed to the report.

The Senate again resolved itself into committee of the whole on the bill to be entitled an act to dispose of such part of fractional surveys as were not disposed of in conformity of a law passed the 16th May last, viz in the counties of Walton, Gwinnett, Hall, Habersham, and Rabun, mr. Irwin in the chair; mr. President resumed the chair, and mr. Irwin reported progress and asked leave to sit again.

The Senate took up and agreed to the report.

The Senate again resolved itself into committee of the whole, on the bill to be entitled an act to reduce the fees of the county and other public officers of this State, mr. Brown in the chair; mr. President resumed the chair, and mr. Brown reported progress and had leave to sit again.

The Senate again resolved itself into committee of the whole on the bill to be entitled an act to convey to Peter J. Williams one acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon, mr. Maxwell in the chair; mr. President resumed the chair, and mr. Maxwell reported that they had gone through the bill without amendment.

The Senate took up the report, and on motion of mr. Ryan to amend the report in the second section of the bill, by inserting the following after the words "that the value of said ground shall be ascertained by"—"sale at public outcry, to be superintended by three disinterested citizens of Milledgeville?"—and

On the question to agree to the amendment, it was determined in the negative—and

The yeas and nays being required are, yeas 19, nays 24.

Those in the affirmative are,

Messrs. Adams, Beck, Blackmon, Brown, Cleveland, Crawford, Eberhart, Garrison, Henly, Irwin, James, Little, M'Crimmon, Mobly, Powell, Reid, Ryan, and Swain.

Those in the negative are, •

Messrs. Allen, Bacon, Beasley, Blackshear, Burton, Coffee, Dunham, Hardee, Harden, Hawthorn, Jackson of Early, Jackson of Jefferson,

Martin, Maxwell, Mitchell of Clark, Mitchell of Jones, O'Neal, Parks, Searcy, Stevens, Stocks, Walker of Appling, Wimberly, and Woods.

The report having been gone through and amended, was agreed to.

Whereupon the bill was read the third time, and on the question, shall this bill now pass? it was determined in the affirmative—and the yeas and nays being required, are—Yeas 30, Nays 13.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackshear, Brown, Burton, Coffee, Dunham, Eberhart, Hardee, Harden, Hawthorn, Jackson, of Early, Jackson, of Jefferson, M'Crimmon, Martin, Maxwell, Mitchell, of Clark, Mitchell, of Jones, O'Neal, Parks, Piles, Reid, Searcy, Stevens, Stocks, Walker, of Appling, Wimberly and Woods.

Those in the negative are,

Messrs. Beck, Blackmon, Cleveland, Crawford, Garrison, Henly, Irwin, James, Little, Mobly, Powell, Ryan, and Swain.

A message from the House of Representatives, by Mr. Turner, their clerk :

Mr. President—The House of Representatives have concurred in the resolution authorising the printing committee to contract for the printing of one hundred and fifty copies of the report of the Bank committee, and the bill accompanying said report, for the use of the members of the Legislature—and he withdrew.

The Senate adjourned until ten o'clock to-morrow morning.

Friday, 30th November, 1823.

The Senate reconsidered the minutes of yesterday, so far as respects the bill to divorce Samuel Buckstiner and Ann Buckstiner his wife.

And ordered that the bill do lie on the table.

Mr. Irwin and Mr. Wimberly had leave of absence until Monday next, and Mr. Jackson, of Early, until Tuesday next.

Mr. Harden reported, from the committee on the petition of Col. Sam. Piles, in behalf of captain Shadrack Jacobs, reported, to wit :—that the prayer of the petitioner is reasonable and ought to be granted, and therefore recommend the following resolution :

Resolved, That the sum of one hundred and fifty-two dollars and fifty cents, be and the same is hereby appropriated to be paid to the said Col. Saml. Piles for the said captain Shadrack Jacobs, in full for the services performed by him and his men during the last war, from any monies in the treasury not otherwise appropriated.

Ordered that the report do lie on the table.

The bill to be entitled an act to grant indulgence to the purchasers of University lands, was read the second time and ordered for committee of the whole.

The bill to be entitled an act to provide for the permanent endowment of the University, and to appropriate monies for the erection of a new collegiate edifice at Athens, was read the second time and ordered for committee of the whole on Wednesday next.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to organize the counties of Dooly, Houston, Monroe, Henry, and Fayette; to add a part of Henry to the county of Fayette; and to establish an additional circuit to be called — circuit, and in the mean time to attach the said counties to the — and southern circuits — mr. Brown in the chair; mr. President resumed the chair; and mr. Brown reported that they had gone through the bill with amendments.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act, to alter and amend an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this state, passed the 21st day of December, 1820—mr. Stocks in the chair; mr. President resumed the chair, and mr. Stocks reported that they had gone through the bill with amendments.

Ordered that the report do lie on the table.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to extend the time of taking out grants on surveys, made on head rights and bounty warrants, which was read and agreed to—and the bill read the third time and passed.

The Senate took up the report of the joint committee on banks, which was read and agreed to unanimously.

Mr. Mitchell, of Clark, from the joint committee on printing reported.

The joint committee on printing beg leave to report: —

That they have contracted with messrs. Camak & Hines, for the printing of one hundred and fifty copies of a bill to be entitled an act to amend and explain an act, passed the 12th day of December, 1804, entitled an act to amend an an act entitled an act to carry into effect the sixth section of the fourth article of the constitution, touching the distribution of intestate's estates, directing the manner of granting letters of administration, letters testamentary, and marriage licenses, passed the 23 day of Dec. 1789, as respects the right of dower, advancements to children in the lifetime of the intestate, and the rights of the husband to administration on the estate of his wife—for the sum of ten dollars.

Also, for printing one hundred and fifty copies of the report of the joint committee on banks, together with an accompanying bill to be entitled an act to regulate interest between the local banks which now are or hereafter may be established in this state, and the bank of the United States or any of its branches—for the sum of fifteen dollars; which was read and agreed to.

On motion of Mr. Stocks,

The Hon. Senator from the county of Warren had leave of absence for a few days.

Mr. Adams had leave to introduce a bill to be entitled an act to divorce and separate Tabitha Hodges and John Hodges her husband; and also, to divorce and separate Christiana Pugh and David Guilford Pugh, her husband—which was read the first time.

The Senate took up the bill to be entitled an act to amend an act to prevent the pernicious practice of hunting deer in the night time by fire light, passed the 10th day of December, 1790, which was read, and

on the question shall the bill pass? it was determined in the affirmative, and the yeas and nays being required, are—yeas 20, nays 17.

Those in the affirmative are,

Messrs. Adams, Bacon, Beck, Blackmon, Blackshear, Brown, Burton, Cleveland, Dunham, Eberhart, Harden, Hawthorn, James, Lockheart, McCrimmon, Martin, Maxwell, Powell, Searcy, and Swain.

Those in the negative are,

Messrs. Allen, Beasley, Coffee, Crawford, Garrison, Henly, Jackson, of Jefferson, Mitchell, of Clark, Mitchell, of Jones, Mobley, Oneal, Parks, Piles, Reid, Stocks, Walker, of Appling, and Woods.

Mr. Henly laid before the President a sealed package, which was opened and read in the following words, to wit:

COMPTROLLER-GENERAL'S OFFICE, }
Milledgeville, 30th Nov. 1821. }

To the Hon. the President,
and Members of the Senate—

GENTLEMEN,

In obedience to a resolution of your honorable body, of the 23d instant, I have the honor to lay before you a list of tax collectors in arrears at the treasury, shewing the balance due by each, and for county and year; also, shewing, as far as could be ascertained the names of their securities.

I am gentlemen,

Very respectfully, your obd't. servt.

JAMES BOZEMAN,
Comptroller-General.

Which was, together with the enclosure, ordered to lie on the table.

On motion of Mr. Walker, of Appling,

Resolved, That Jesse Carter be and he is hereby appointed a commissioner for the county of Appling, to fix upon a site for building a court-house in said county, and to let out the building of the same; in place of Jesse Meazles, removed.

Mr. Garrison presented a petition from sundry citizens of the county of Hall, which was read and referred to a special committee.

Ordered, that messrs. Garrison, Henly, Stocks, Mitchell, of Clark, and Cleveland be that committee.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a resolution appointing Charles Seaton Henry, Esq. a notary public, for the county of Camden. And

Have passed a bill to be entitled an act to amend an act to incorporate the town of Clinton, in the county of Jones, and for the appointment of commissioners for the better regulation and government of said town, passed 14th December, 1816, to which they desire concurrence—and he withdrew.

The Senate took up the message and concurred in the resolution appointing a notary public for the county of Camden—and

The bill therein contained was read the first time.

Mr. Henly from the committee on enrolled bills, reported as duly enrolled and signed by the Speaker, the following acts, to wit:

An act to establish and make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of Eleazer Adam's ferry.

An act to repeal so much of the fourth section of the act of 1787, as prohibits the corporation of Savannah, from allowing the mayor thereof a salary.

An act to amend an act entitled an act to incorporate the town of Darien, passed 12th December, 1816, and to amend an act entitled an act to make the town of Darien a city, passed on the 18th December, 1818, and to extend the jurisdiction of Darien in certain cases.

An act to amend an act entitled an act to dispose of and distribute the lands lately acquired by the United States, for the use of Georgia, of the Creek Nation of Indians, by a treaty made and concluded at the Indian Spring, on the 5th day of January, 1821; and to add the reserve at Fort Hawkins to the county of Jones. And

An act to point out the mode for the collection of rents and the recovery of possession of property within the city of Darien and the precincts thereof.

Which were presented to and severally signed by the President of Senate,

Ordered that said committee do carry the foregoing acts to his Excellency the Governor for his revision.

The Senate adjourned until ten o'clock to-morrow morning.

Saturday, 1st December, 1821.

Mr. Blackshear called up the resolution laid on the table on the 15th ult. for the election of Secretary of State, Treasurer, Comptroller general, and Surveyor-general, which was read, and the following offered as an amendment thereto, to wit:

Resolved, That both branches of the Legislature do convene in the representative chamber at 12 o'clock on Thursday next, for the purpose of electing a Secretary of State, Treasurer, Comptroller-general, and Surveyor-general, which was read and ordered to lie on the table.

The bill to be entitled an act to amend an act to incorporate the town of Clinton, in the county of Jones, and for the appointment of commissioners for the better regulation and government of said town, passed 4th December, 1816, was read the second time and ordered for a third reading.

The bill to be entitled an act to divorce and separate Tabitha Hodges and John Hodges, her husband, and also to divorce and separate Christiana Pugh and David Guilford Pugh, her husband, was read the second time and ordered for committee of the whole.

The bill to be entitled an act to authorize the Justices of the Inferior court of Wilkinson county to levy an extra tax for the support of the poor, was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to grant indulgence to the purchasers of University lands, Mr. Crawford in the chair; Mr. President resumed the chair, and Mr. Crawford reported that they had gone through the bill without amendment.

The bill was read the third time, and passed.

Mr. James gave notice that he will, after to-day, move for the appointment of a committee to prepare and report a bill to authorise the Justices of the Inferior court to bind out bastard children.

Mr. Harden called up the resolution in favor of Col. Piles, which was read and referred to the committee of finance.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 1st Dec. 1821. }

To the Hon. Senate, and
House of Representatives—

By a letter, of which a copy is herewith communicated, from Samuel Howard, Esq. it will be seen that the Steam-boat Company placed a steam-boat at Darien on the 1st ult.

Signed,

JOHN CLARK.

Which being read,

Ordered, that the communication and accompanying document do lie on the table.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz :

Mr. President,

His Excellency the Governor has approved of and signed the following reports and resolutions which originated in this branch of the General Assembly, to wit :

A report of the joint committee on printing, to contract with messrs. Camak & Hines for the printing of two thousand copies of the Laws and Journals, and one hundred and fifty copies of the Treasurer's abstract—and

A report to contract with messrs. Camak & Hines for the printing of one hundred and fifty copies of the bill to be entitled an act to establish a Board of Public Works, and to abolish the office of Topographical and Civil Engineer.

A resolution appointing John Alexander commissioner of Franklin County Academy, in place of John E. Carson, resigned.

One instructing the committee on printing to contract for the printing of one hundred and fifty copies of the report of the bank committee and the bill accompanying said report.

One confirming the executive appointment of Dr. Charles West, as a commissioner of M'Intosh County Academy, in place of Gen. Francis Hopkins, deceased; and appointing Hampden M'Intosh and Virgil H. Vivion commissioners of said Academy, in place of Dr. James Troup and William A. Dunham, resigned—and

One appointing William Bird and Gottlieb Earnest, Esqrs. commis-

sioners of the Academy of Effingham county, in place of Robert Burton and C. Truitlen, Esqrs.

Mr. Adams, from the Joint Penitentiary Committee appointed to examine said institution, reported :

That they have as far as practicable performed the duties assigned them, and have the pleasure to state, that the affairs of the institution for the present year have been managed with ability and success. We therefore embrace this opportunity of expressing our approbation of the conduct of the inspectors and keepers, and at the same time we are flattered with a hope that the time is not far distant when the institution will cease to be an expense to the State.

By a reference to the account current exhibited by the principal keeper herewith submitted, the state of the accounts for the current year may be seen, and the expense of the institution ascertained, with the exception of the expense incurred in the transportation of convicts.

Your committee have scrupulously examined the suggestions embraced in the inspectors' report, (which report also accompanies this,) on the subject of improving the institution, and in conformity with their views have drawn the accompanying bill.

In the present state of inexperience with regard to Penitentiary institutions, your committee forbear any general reflections on the subject.

Therefore think it best to pursue the system at present adopted, with no further amendment than what may tend to perfect its organization.

Which was read and ordered to lie on the table.

Mr. Adams also reported a bill to be entitled an act to amend the several acts heretofore passed for the regulating of the affairs of the Penitentiary, which was read the first time.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have concurred in the resolution from Senate appointing Zachariah B. Hargroves a Notary Public for the county of Twiggs.

In the resolution authorising the State Printers to print five hundred copies of the laws of the present session, in addition to those already contracted for.

They have agreed to the amendments made by Senate to the bill from the House of Representatives to incorporate the Glynn county Academy.

They have agreed to the amendments made by Senate to the bill from the House of Representatives, to point out a more expeditious method of partitioning such lots of land as have or may be declared fraudulent draws by judgment of court, pursuant to an act passed 15th December, 1818, and to vest the titles to the same in the several county Academies in this State—and

They have passed the following bills, viz.

A bill to be entitled an act for the relief of William B. Wofford.

A bill to be entitled an act to alter and amend the several road laws in this State, so far as relates to the county of Glynn.

A bill to be entitled an act to authorise the Mayor and Aldermen of the city of Darien to establish a night guard, and to fine defaulters,

and to exempt the citizens from patrol duty in the other parts of the county.

A bill to be entitled an act to change the name of William Flarity to that of William Rose, and to legitimize his birth.

A bill to be entitled an act to add a part of the county of Franklin to the county of Jackson.

A bill to be entitled an act for the relief of Abraham Fausett.

A bill to be entitled an act for the establishment of two ferries on the O-mulgee river, in the county of Jones, to be known by the names of John Sowell's and Zachariah Boothe's ferries—and

A bill to be entitled an act to authorize Samuel B. Shields, of the State of Alabama, to act as administrator of the estate of Benjamin Glover, deceased, so far as to dispose of the real estate of said Glover within this state—and he withdrew.

The Senate took up the message from the House of Representatives, and the several bills therein contained were read the first time.

The committee of enrollment reports the following acts as duly enrolled and signed by the Speaker of the House of Representatives:

An act to incorporate the Academy of Glynn county.

An act to incorporate the Academy at Malloryville, in the county of Wilkes.

An act to repeal the second section of an act entitled an act to authorize the Justices of the Inferior court for the county of Madison, to designate and appropriate a lot or lots in the village of Danielsville, for the purpose of erecting an academy and meeting house thereon, passed the 8th day of December, 1820.

An act to give time to the securities of Thomas L. Edwards deceased, late tax collector of the county of Hancock, to pay money due by them to the state, as security aforesaid.

An act to authorize the commissioners of pilotage for the port of Darien, to employ Henry Drummond, a free man of color, as a pilot.

An act for the relief of Robert Cummins and the Justices of the Inferior court of Twiggs county.

An act to alter and amend an act entitled an act to alter and amend the forty-second section of an act entitled an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force in this state, so far as said act relates to the city of Darien.

An act to authorize William H. Edwards to build a bridge across the Canoochee river, on his own land, at or near the place now known as O'Neal's Ferry.

Which were severally signed by the President of Senate.

Ordered, that the committee do carry said acts to his Excellency the Governor for his revision.

The Hon. member from Putnam had leave of absence until Tuesday next.

Mr. Beasley had leave to introduce instantan a bill to be entitled an act to authorize Robert Cole, of the county of Jasper, to build a mill-dam, to extend not more than half way across the Alcofauhatchie river, at the shoals called and known by the name of the High Shoals, in said river, which was read the first time.

On motion of mr. Searcy,

Resolved, That a committee be appointed on part of Senate to join such committee as may be appointed on part of the House of Representatives, to see the great seal of the state affixed to such laws and resolutions as remain in the Executive department at the end of the present session, and to see the journals of the two Houses correctly brought up to the end of the session, and that they be allowed three days after the rising of the General Assembly for this purpose, and that they be allowed four dollars each per day; also the sum of six dollars to the Secretary of Senate and Clerk of the House of Representatives, and the Engrossing Clerks of each House, for three days after the adjournment of the Legislature, which time is allowed the Secretary and Clerk for like purposes.

Ordered, that messrs. Searcy and Mitchell, of Jones, be the committee on the part of Senate.

On motion of mr. Lockheart,

Resolved, That Allen Rawles be and he is hereby appointed a Notary Public for the county of Bulloch, in the room of Bruce Simmons, deceased.

On motion of mr. Stevens,

Resolved, That the petition of mrs. Mary Batting be withdrawn from the special committee and referred to the committee on finance.

The Senate adjourned until Monday morning next, ten o'clock.

Monday, 3d December, 1821.

The President laid before Senate a letter and report from Walter Leigh, Esq. chairman of the board of commissioners of the Savannah river, between the cities of Augusta and Savannah, which was read and referred to the joint committee on Agriculture and Internal Improvement.

Mr. Swain had leave to introduce, instantler, a bill to give power to the justices of the Inferior courts of this state in certain cases, which was read the first time.

Mr. Henly called up the report of the Comptroller-General on defaulting collectors, which being read was

Ordered that the report with the accompanying documents be referred to the committee on Finance, and that the said committee be instructed to enquire into the propriety of adopting a course to secure the ultimate payment into the treasury of this state, the taxes in the hands of those collectors that appear by the comptroller's report to be in default, and that the said committee have leave to report by bill or otherwise.

On motion of mr. Jackson, of Early,

Resolved, That Ezekiel M. Attoway, Samuel Johnson, and Bartlett Smith, Esq's. be and they are hereby appointed commissioners of Early county academy.

Mr. Harden called up the resolution from the House of Representatives, for the relief of negro Isaac, of Wilkes county, convicted of murder—which being read, an amendment was proposed in the words following: strike out “until thirty days after the next legislature shall convene in its annual session,” and insert “until the 17th December instant;” and on the question to agree to the amendment, it was determined in the negative, and the yeas and nays being required are—yeas 19, nays 22.

Those in the affirmative are,

Messrs. Adams, Beck, Coffee, Garrison, Hardee, Harden, Irwin, Jackson, of Early, Little, Lockheart, Maxwell, Mitchell, of Clark, Mitchell, of Morgan, Mobly, Piles, Powell, Stocks, Swain and Walker.

Those in the negative are,

Messrs. Allen, Bacon, Blackmon, Blackshear, Brown, Burton, Crawford, Dunham, Eberhart, Hawthorn, Henly, Jackson, of Jefferson, James, M'Crimmon, Martin, Mitchell, of Jones, O'Neal, Parks, Reid, Searcy, Stevens, and Woods.

Ordered that the resolution lie on the table.

Mr. Henly had leave to introduce an act to vest in Nancy M'Culloch, formerly Nancy Blalock, such property as she may hereafter acquire, which was read the first time.

Mr. Coffee reported a bill to be entitled an act to repeal an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Appling, Telfair, Irwin, Early, Walton, Gwinnett, Hall, Habersham, and Rabun, which was read the first time.

Mr. Dunham presented a petition from James Pelot, of the county of M'Intosh, administrator of the late major Jesse H. Harrison—which was read and referred to the committee on Finance.

On motion of Mr. Stocks,

Resolved, That both branches of the General Assembly will convene in the representative chamber on Wednesday next, at 12 o'clock, for the purpose of proceeding in the election of six directors of the bank of the state of Georgia, five directors of the bank of Darien, and two directors of the Planter's bank.

On motion of Mr. Swain,

Resolved, That the Senate will not receive any new matter after Saturday next, and that the Senate do also adjourn, sine die, on Saturday next thereafter—ordered to lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have added Mr. Upson to the committee on the state of the Republic.

They have passed a resolution appointing Charles C. Cooper, a vendue master for the county of Glynn.

A resolution appointing Samuel Williford, a notary public, for the county of Madison.

They have agreed to the report of the joint committee on agriculture and Internal Improvement, on the report of the commissioners of the Oconee navigation.

They have passed the following bills to wit :

A bill to be entitled an act amendatory of the thirty-second section of the eleventh division of the penal code of this state.

A bill to be entitled an act to alter and amend the thirty-third section of an act entitled an act to revise and amend the judiciary system of this state, passed the 16th February, 1799, so far as relates to the hours of sheriff's and constables sales.

A bill to be entitled an act for the relief of John Watson, sheriff of the county of Baldwin.

A bill to be entitled an act for the relief of Daniel Blue.

A bill to be entitled an act to authorise the Justices of the Inferior court, of the county of Richmond, to remit a fine incurred by James Whitlock and Robert Duke. And

A bill to be entitled an act to repeal an act entitled an act to amend an act entitled an act to amend and consolidate the several acts for the better regulation and government of the town of Milledgeville, passed 21st December, 1819—and he withdrew.

The Senate took up the message and concurred in the resolution appointing Charles C. Cooper, vendue master for the county of Glynn.

In the resolution appointing Samuel Williford, a notary public for the county of Madison.

The report of the joint committee on Agriculture and Internal Improvement, to whom was referred the report of the commissioners of the Oconee navigation was read and ordered to lie on the table.

And the several bills in said message were read the first time.

The following bills were taken up, read the second time, and ordered for a third reading, to wit :

A bill to be entitled an act to alter and amend the several road laws in this state, so far as relates to the county of Glynn.'

A bill to be entitled an act for the relief of Abraham Fausett.

A bill to be entitled an act to authorise the mayor and aldermen of the city of Darien to establish a night guard, and to fine defaulters, and to exempt the citizens from patrol duty in other parts of the county.

A bill to be entitled an act for the establishment of two ferries on the Ocmulgee river, in the county of Jones, to be known by the name of John Sowel's and Zachariah Booth's ferries.—And

A bill to be entitled an act to authorise Samuel B. Shields, of the State of Alabama, to act as administrator of the estate of Benjamin Glover, deceased, so far as to dispose of the real estate of said Glover within this state.

The following bills were severally read the second time, and ordered for committee of the whole, viz :

A bill to be entitled an act for the relief of Wm. B. Wafford.

A bill to be entitled an act to change the name of William Flarity to that of Wm. Rose, and legitimate his birth.

A bill to be entitled an act to authorise Robert Cole, of the county of Jasper, to build a mill dam, to extend not more than half way across the Alcofauhatchie river, at the shoals called and known by the name of the high shoals, on said river. And

A bill to be entitled an act to amend the several acts heretofore passed for the regulating the affairs of the Penitentiary.

The bill to be entitled an act to amend an act to incorporate the town of Clinton, in the county of Jones, and for the appointment of commissioners for the better regulation and government of said town, passed the 4th day of December, 1816—was read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to alter and amend an act entitled an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this state, passed the 21st December, 1820—which was read the third time and passed.

Mr. James called up the notice for the appointment of a committee to prepare and report a bill to be entitled an act to authorise the Justices of the Inferior court to bind out bastard children.

Ordered, that messrs. James, Stevens, and Henly, be that committee.

On motion of Mr. Swain,

Resolved, by the Senate and House of Representatives of the State of Georgia in General Assembly met, That his Excellency the Governor, be and he is hereby requested to have the name of Richard Swain, of Warren county, deposited in the wheel containing the names of persons entitled to draws in the present land lottery.

The Senate adjourned until ten o'clock to-morrow morning.

Tuesday, 4th December, 1821.

Mr. Blackshear called up the resolution on the report of the commissioners of the Oconee Navigation Company, which was read—and

On motion of Mr. Blackshear,

Resolved, That the original resolution be amended by the adoption of the following substitute :

“ The committee on agriculture and internal improvement, to whom was referred the report of the commissioners of the Oconee Navigation, report :

“ That they have had said report under their attentive and deliberate consideration, and do take much pleasure in saying, that they are well pleased to hear and know that any of the navigable waters of this state have received so much of the attention of the commissioners, as the Oconee, from this place down, has done.

“ They take much pleasure in saying, that it is their decided opinion that the commissioners of the Oconee Navigation shall persevere in their efforts to further improve the navigation of said river, with all the means which now are or hereafter may be under their control, and recommend the following resolution :

“ *Resolved,* That seven commissioners be appointed to constitute the board in lieu of those heretofore appointed, and that John How-

ard, Williams Rutherford, Isaac Harvey, Jacob Barrow, Richard A. Blount, David Blackshear, and Thomas Moore, be and they are hereby appointed commissioners of the Oconee Navigation Association, with full powers under the law in that case made and provided.

"And be it further resolved, That two thousand dollars be appropriated for the purchase of three negroes, in the place of three which have been lost—one drowned, one hanged, and one inveigled out of the limits of the United States."

On the question to agree to the last resolution appropriating two thousand dollars for the purchase of three negroes, it was determined in the affirmative—and

The yeas and nays being required, are yeas 22, nays 20.

Those in the affirmative are,

Messrs. Bacon, Beasley, Blackshear, Burton, Cleveland, Dunham, Hardee, Harden, Hawthorn, Irwin, Jackson of Jefferson, James, Little, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Piles, Searcy, Wimberly and Woods.

Those in the negative are,

Messrs. Adams, Allen, Blackmon, Brown, Coffee, Crawford, Eberhart, Garrison, Henly, Jackson of Early, Lockheart, M'Crimmon, Martin, Mobly, Parks, Powell, Reid, Stocks, Swain, and Walker, of Appling.

The substitute was agreed to by sections.

The following bills were taken up, read the second time, and ordered for committee of the whole, viz :

The bill for the relief of Daniel Blue.

The bill to be entitled an act amendatory of the thirty-second section of the eleventh division of the penal code of this state.

The bill to be entitled an act to alter and amend the thirty-second section of an act entitled an act to revise and amend the judiciary system of this state, passed the 16th February, 1799, so far as relates to the hours of sheriffs' and constables' sales.

The bill to repeal an act entitled an act to amend an act entitled an act to amend and consolidate the several acts for the better regulation and government of the town of Milledgeville, passed the 21st December, 1819.

The bill to be entitled an act to repeal an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Appling, Telfair, Irwin, Early, Walton, Gwinnett, Hall, Habersham, and Rabun.

The bill to vest in Nancy M'Culloch, (formerly Nancy Blalock,) such property as she may hereafter acquire—and

The bill to give power to the Justices of the Inferior courts of this state in certain cases.

The bill to be entitled an act for the relief of John Watson—and

The bill to authorise the inferior court of the county of Richmond to remit a fine incurred by James Whitlock and Robert Duke, were severally taken up, read the second time, and ordered to a third reading.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to amend the several acts heretofore passed for the regulation of the affairs of the Penitentiary, Mr. Blackshear

in the chair; mr. President resumed the chair, and mr. Blackshear reported that they had gone through the bill with amendments.

The Senate took up the report—and

On motion of mr. Lockheart,

That the first section of the bill be stricken out, it was determined in the negative—and

The yeas and nays being required, are yeas 18, nays 25.

Those in the affirmative are,

Messrs. Bacon, Beck, Blackmon, Coffee, Eberhart, Garrison, Hawthorn, Henly, Jackson, of Early, Lockheart, M'Crimmon, Martin, Mobly, O'Neal, Piles, Reid, Swain, and Walker, of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Blackshear, Brown, Burton, Cleveland, Crawford, Dunham, Hardee, Harden, Irwin, Jackson of Jefferson, James, Little, Maxwell, Mitchell, of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Powell, Searcy, Stocks, Wimberly, and Woods.

The report being read through was agreed to, and the bill was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 25, nays 17.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackshear, Brown, Burton, Cleveland, Crawford, Dunham, Harden, Irwin, Jackson of Jefferson, Little, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Parks, Powell, Searcy, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Beck, Blackmon, Coffee, Eberhart, Garrison, Hawthorn, Henly, Jackson of Early, James, Lockheart, M'Crimmon, Martin, Mobly, Piles, Reid, Swain, and Walker.

The Senate resolved itself into committee of the whole on the bill to divorce and separate Tabitha Hodges and John Hodges, her husband, and also to divorce and separate Christiana Pugh and David Guilford Pugh, her husband, mr. Reid in the chair; mr. President resumed the chair, and mr. Reid reported that they had gone through the bill without amendment.

The bill was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are—Yeas 31, Nays 11.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Coffee, Dunham, Hardee, Harden, Hawthorn, Henly, Irwin, Jackson, of Early, James, Lockheart, M'Crimmon, Maxwell, Mitchell, of Clark, Mitchell of Morgan, Mitchell, of Jones, Mobley, O'Neal, Piles, Powell, Stocks, Swain, Walker, Wimberly and Woods.

Those in the negative are,

Messrs. Allen, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Jackson of Jefferson, Little, Martin, and Parks.

Mr. Harden called up the bill to be entitled an act to divorce and separate Samuel Burckstiner and Ann Burckstiner, his wife—and the same being again read,

On the question, shall this bill now pass? it was determined in the affirmative—and,

The yeas and nays being required, are—Yeas 32, Nays 11.

Those in the affirmative are,

Messrs. Adams, Bacon, Beasley, Beck, Brown, Burton, Coffee, Durham, Hardee, Harden, Hawthorn, Henly, Irwin, Jackson of Early, James, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobley, Oneal, Piles, Powell, Reid, Searcy, Stocks, Swain, Walker, Wimberly and Woods.

Those in the negative are,

Messrs. Allen, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Jackson of Jefferson, Little, Martin, and Parks.

The following bills were read the third time and passed under their several titles, to wit:

The bill to be entitled an act to authorise the Mayor and Aldermen of the city of Darien to establish a night guard, and to fine defaulters, and to exempt the citizens from patrol duty in other parts of the county.

The bill to be entitled an act to alter and amend the several road laws in this state, so far as relates to the county of Glynn.

The bill to be entitled an act for the establishment of two ferries on the Ocmulgee river, in the county of Jones, to be known by the names of John Soweli's and Zachariah Booth's ferries—and

The bill to authorise Samuel B. Shields, of the state of Alabama, to act as administrator of the estate of Benjamin Glover, deceased, so far as to dispose of the real estate of said Glover within this state.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to change the name of William Flaridy to that of William Rose. and legitimatize his birth, mr. Maxwell in the chair; mr. President resumed the chair, and mr. Maxwell reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act for the relief of William B. Wafford, mr. Adams in the chair; mr. President resumed the chair, and mr. Adams reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to authorise Robert Cole, of the county of Jasper, to build a mill-dam, to extend not more than half way across the Akofauhatchie river, at the shoals called and known by the name of the High Shoals on said river, mr. Wimberly in the chair; mr. President resumed the chair, and mr. Wimberly reported that they had gone through the bill without amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to define the line between the counties of Franklin and Jackson, and to add a part of Franklin to the county of Jackson, mr. Brown in the chair; mr. President resumed the chair, and mr. Brown reported that they had gone through the bill with amendments.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to organize the counties of Dooly, Houston, Monroe, Henry, and Fayette, to add a part of Henry to the county of Fayette, and to establish an additional circuit, to be called the Flint circuit, and in the mean time to attach the said counties to the Southern, Ocmulgee, and Western circuits, and having progressed in the amendments to said report, it was ordered again to lie on the table.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed the following bills, to wit :

A bill to be entitled an act to establish a bridge erected by William Terry across Yellow river, and to authorise said William Terry to receive toll for the use of the same.

A bill to be entitled an act to alter and amend an act entitled an act to alter and fix the time of holding the Superior courts in the Eastern and Ocmulgee judicial circuits of this state, so far as respects the sitting of said courts in the counties of Effingham, Wayne, and Wilkinson, passed 16th May, 1821, so far as respects the county of Wayne—and

A bill to be entitled an act to alter and amend an act entitled an act to secure to the legal proprietors of the land and landing, at a place known by the name of Carter's Ferry, on the Altamaha river, in the county of Tattnal, the right of an established ferry, passed 22d December, 1820.—And he withdrew.

Ordered that said message do lie on the table.

Mr. Adams called up the report of the Penitentiary committee, which was read and agreed to.

The Senate adjourned until ten o'clock to-morrow morning.

Wednesday, 5th December, 1821.

Mr. Lockhart moved that the minutes of yesterday, so far as respects the last resolution in the report of the committee on agriculture and Internal Improvement on the Oconee navigation, be reconsidered ; the motion was agreed to and the report ordered to lie on the table.

A message from the House of Representatives by Mr. Turner, their clerk :

Mr. President—The House of Representatives have added Mr. Murray to the committee on the state of the Republic.

They have concurred in the resolution appointing Jesse Carter a Commissioner of the court house of Appling county.

They have concurred in the resolution in favor of Richard Syain.

In the resolution appointing Allen Rawles a notary public for Bulloch county.

They have agreed to the amendment made by Senate to the resolution appointing Timothy Edwards a notary public for Richmond county.

They have agreed to the amendment made by Senate to the bill to authorise the inferior courts in the several counties in this state to levy extraordinary taxes.

They have concurred in the resolution from Senate appointing a committee to see the unfinished business of the present session brought up, &c. and have added on their part messrs. Fort, Watson and Brookins.

They have concurred in the report of the printing committee relative to printing bill touching letters of administration, testamentary, marriage licenses, dower, distribution of estates, &c.—the report of the bank committee, and the bill accompanying said report.

They have passed a resolution requesting his Excellency the Governor to inform the committee on Finance, whether any and what warrants have been drawn on the treasury in favor of Grantland & Orme, and if any, when, how many, and for what purpose.

They have passed a bill to be entitled an act for the relief of the heirs of John Hodge, deceased; and also, for the relief of Margaret Jack. And

A bill to be entitled an act to incorporate the Georgia Mutual Insurance Company.—And he withdrew.

The Senate took up so much of the message as relates to the resolution from the House of Representatives, in the following words to wit :—

Resolved, that his Excellency the Governor inform the committee on Finance whether any and what warrants have been drawn on the treasury in favor of messrs. Grantland & Orme; and if any, when, how many, and for what purpose—which was read and concurred in.

Ordered, that the balance of said message do lie on the table.

Mr. Harden called up the resolution in favor of negro Isaac, and the same being read, was amended by striking out a part of the preamble—and

On the question, to agree, it was determined in the negative—

And the yeas and nays being required, are yeas 11, nays 33.

Those in the affirmative are,

Messrs. Coffee, Irwin, Jackson, of Early, Little, Maxwell, Mitchell, of Clark, Mobly, Ryan, Stocks, Swain, and Walker.

Those in the negative are,

Messrs. Adams, Allen, Bacon, Beasley, Beck, Blackshear, Brown, Burton, Cleveland, Crawford, Dunham, Eberheart, Garrison, Hardee, Harden, Hawthorn, Henly, Jackson, of Jefferson, James, Lockheart, M'Crimmon, Martin, Mitchell, of Jones, O'Neal, Parks, Piles, Powell, Reid, Searcy, Stevens, Wimberly, and Woods.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to regulate interest between the local banks which now or hereafter may be established in this state, and the bank of the United States or any of its branches—mr. Maxwell in the chair; mr. President resumed the chair, and mr. Maxwell reported that the bill be recommitted to the Bank committee.

The Senate took up the report, which was agreed to.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to repeal an act entitled an act to amend an act entitled an act to amend and consolidate the several acts for the better regulation and government of the town of Milledgeville, passed 21st day of December, 1819—mr. Crawford in the chair; mr. President resumed the chair, and mr. Crawford reported no amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into a committee of the whole on the bill to repeal an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Appling, Telfair, Irwin, Early, Walton, Gwinnett, Hall, Habersham, and Rabun—mr. Cleveland in the chair; mr. President resumed the chair, and mr. Cleveland reported progress, and had leave to sit again.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to give power to the Justices of the Inferior courts of this state in certain cases—mr. Adams in the chair; mr. President resumed the chair, and mr. Adams reported that they had gone through the bill with amendments.

Ordered that the report do lie on the table the balance of the session.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to alter and amend the thirty-third section of an act entitled an act to revise and amend the judiciary system of this state, passed the 16th February, 1799, so far as relates to the hours of sheriffs and constables sales—mr. Powell in the chair; mr. President resumed the chair, and mr. Powell reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to organise the counties of Dooley, Houston, Monroe, Henry, and Fayette, to add a part of Henry to the county of Fayette, and to establish an additional circuit, to be called Flint circuit, and in the mean time to attach the said counties to the southern Ocmulgee and western circuit, which being read, was amended and agreed to.

And the said bill was read the third time and passed.

The Senate took up the bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this state and appoint the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts.

Ordered that the bill be recommitted to a committee of the whole.

Mr. Crawford presented the following from James Hunter, cashier office Bank of the United States, at Savannah, to wit :

*To the Hon. Senate, and
House of Representatives—*

GENTLEMEN,

The undersigned cashier of the office Bank of the United States, requests permission to submit to the joint committee on Banks, or to

by sub. committee from the same, such documents and explanations as he may possess touching the present difficulties between the State Institutions and that office.

Respectfully your obd't. servt.

JAMES HUNTER.

Cashier Office Bank U. S.

Milledgeville, 5th December, 1821.

Which was read—when the following resolution was offered by Mr. Crawford :

Resolved, That the Bank committee permit the cashier of the branch bank of the United States Bank, established in the city of Savannah, to lay before them such documents and give such explanations to the bank committee as the said cashier may deem proper, relative to the difference that has arisen between the branch bank and the local banks; and that said committee report to this house the exhibits and explanations of the cashier—which was read. And

Mr. Harden offered the following amendment as a substitute for said resolution,

On motion—

Upon the application of the cashier of the office of the bank of the United States, at Savannah :

Resolved, That the cashier of the United States branch bank, at Savannah, will be permitted to lay before the Legislature any documents which may be in his possession touching the difference between the United States Bank and the banks of the State of Georgia.

Resolved, That the joint committee on banks be and they are hereby instructed to receive personally any explanations relative to the difference between the aforesaid banks, which the cashier of the office bank at Savannah, or any director or agent of the local banks, now at Milledgeville may wish to make to the said committee—which was also read.

And the communication and resolutions ordered to lie on the table.

The following communication was received from his Excellency the Governor, by his Secretary Mr. Burch : viz :

EXECUTIVE DEPARTMENT, GEORGIA. }

Milledgeville, 5th Dec. 1821. }

To the Hon. the Senate and

House of Representatives—

By a note, a copy of which accompanies this communication, it would appear that the joint committee on Finance want information which they deem indispensable to a faithful discharge of their duty ; if this note were, as it purports to be, from the joint committee, its authority, in my opinion might be questioned; for it is not believed that this department is subject to the inquisition of a committee acting other than by legislative sanction. But when the chairman, Eppes Brown, Esq. without the authority of the Legislature, or even of the committee over which he presides, exercises such power, his claims to such right are still more questionable.

Feeling, however, no disposition to withhold any fact connected with a discharge of official duty, I transmit to you Appleton Royster's accounts, marked A. B. which will shew the articles furnished by him

and their cost. You have also a bill marked C. of those remaining on hand, with the authenticated account of John H. Broadnax, marked D. for services rendered as mathematician and Surveyor in exploring the Ocofonoco swamp, under a resolution of the Legislature, upon which the warrant under date of 20th December last, was drawn in his favor; together with a number of small accounts marked E. paid by order of the Executive to the amount of the warrant of the 23d Dec. last, in favor of E. Wood; and the twelve hundred and twelve dollars returned by the commissioners. For information in what manner the residue of the fifteen thousand dollars, drawn in favor of the commissioners, was disposed of, reference may be had to the communication and documents upon this subject, laid before the extra session of the Legislature, and their proceedings thereon.

By way of explanation, I deem it proper here to state, that on the 20th of March, 1821, a warrant was drawn in favor of Appleton Roseter, for the sum of eighteen hundred and twenty-five dollars, to purchase materials for the state-house, with a view to the Legislature at their extra session, directing it enlarged; the quantity of materials purchased, was, therefore, greater than otherwise would have been.—The lime and plaister of Paris, however, on hand, will be wanted to repair the outside of the state-house, and the other articles can be disposed of without loss to the state.

By mr. Roseter's accounts it will be perceived, that the materials furnished by him amounted to 1284 dollars and 25 cents; which left in his hands 531 dollars and 12 1-2 cents; for which William Thomas gave credit on his account (which may be seen among those marked E.) against the state, for work done on the state-house, and took mr. Roseter's assumpsit as cash.

JOHN CLARK.

(COPY.)

MILLEDGEVILLE, 1st December, 1821

*To His Excellency,
John Clark, Esqr.—*

SIR—The committee on Finance are desirous to obtain from your Excellency information on the following points, which they deem indispensable to the faithful performance of their duty, and which form items in your Excellency's statement of warrants drawn on contingent fund, to wit:

1st. The amount of articles furnished Appleton Roseter, of what those articles consisted, their cost, and the quantity now on hand. Warrant dated 20th March, 1821.

2d. The amount of John H. Broadnax as mathematician and surveyor in exploring the Ocafaunoca swamp. Warrant dated 20th Dec. 1820.

3d. The amount of small incidental expenses in the Executive, and other small accounts paid to E. Wood. Warrant drawn 23d Dec. 1820.

4th. The vouchers for, or information in what manner the 15,000 dollars drawn in favor of the commissioners of the late Indian treaty was disposed of

Your Excellency's obd't. serv't.

EPPES BROWN,
Chairman Com. Finance.

Which were read, and together with the accompanying documents referred to the joint committee on Finance.

The bill to be entitled an act for the relief of John Watson, sheriff of Baldwin county, was read the third time and ordered for committee of the whole to-morrow.

The bill to be entitled an act to authorise the justices of the Inferior court of the county of Richmond to remit a fine incurred by James Whitlock and Robert Duke, was read the third time and passed.

The bill to be entitled an act for the relief of Daniel Blue, was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 21, nays 20.

Those in the affirmative are,

Messrs. Adams, Allen, Bacon, Beasley, Blackbear, Brown, Burton, Caffee, Dabham, Hardee, Harden, Irwin, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, O'Neal, Parks, Piles, Ryan, and Stevens.

Those in the negative are,

Messrs. Bark, Blackmon, Cleveland, Crawford, Eberhart, Garrison, Hawthorn, Henly, Jackson of Jefferson, James, Little, Martin, Mitchell of Jones, Mobly, Powell, Reid, Searcy, Stocks, Swain, and Woods.

Mr. Henly from the committee on enrolled bills, reported as duly enrolled and signed by the speaker of the House of Representatives, the following acts, to wit:

An act to grant* indulgence to purchasers of university lands.

An act to define the duties and authority of the commissioners of the town of Washington in Wilkes county.

An act to extend the time of taking out grants on surveys made on head rights and bounty warrants.

An act to point out a more expeditious method of partitioning such lots of land as have or may be declared fraudulent drawn by judgment of court, pursuant to an act passed 15th December, 1818, and to vest the titles to the same in the several county academies in this state, &c.

An act to authorise David Adams of the county of Jasper, to keep open a sluice through his mill dam, on the Ocmulgee river, within forty feet of the west bank of said river, for the free passage of fish up the same.

Which were presented to and severally signed by the President of Senate.

Ordered, that the committee on enrollment do carry said acts to his Excellency the Governor, for his revision.

Mr. James from the committee appointed, reported a bill to be entitled an act to authorise the Justices of the Inferior courts, in the several counties of this state, to send out bastard children—which was read the first time.

The Senate adjourned until to-morrow morning, ten o'clock.

Thursday, 6th December, 1821.

Mr. Crawford called up the resolutions of yesterday, relative to the introduction of papers to the bank committee—and

On motion of Mr. Crawford,

Ordered, that leave be given to withdraw the memorial of James Hunter, Cashier of the branch bank of the United States at Savannah, and the substitute to the original resolution.

Mr. Harden then moved the following resolution :

Resolved, That the joint committee on banks be, and they are hereby authorised to receive personally any explanations which they may deem necessary, relative to the difference between the aforesaid banks, which the cashier of the office banks of Savannah, or any director or agent of the local banks now at Milledgeville, may wish to make to the said committee.

Mr. Crawford moved to amend the resolution by adding ;

“And that the bank committee report to the Senate such documents, and substantially the information that they may receive from the agents or representatives of the several banks.”

And the said resolution being read as amended, was ordered to lie on the table for the balance of the session.

Mr. Adams had leave to introduce a bill instantler, to be entitled an act to authorise John Ardis, of Putnam county, to erect a mill dam and lock across a sluice of the Oconee river, on the south-west side, adjoining his own land, which was read the first time.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have concurred in the resolution relative to the election of Bank Directors, with an amendment—strike out “Wednesday,” and insert “Saturday.”

They have passed the following bills, which originated in the House of Representatives, to wit :

A bill to be entitled an act to repeal so much of the fifth section of an act passed the 16th day of December, 1811, entitled an act to regulate the granting of certioraries and injunctions in this state, as relates to certioraries.

A bill to be entitled an act to establish a tribunal to inquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery, within the city of Savannah, and to grant certificates to the same, if found properly qualified.

A bill to be entitled an act for the better protection of the estates of orphans, and amendatory and explanatory of the second section of an act passed February 18th, 1799, and an act passed the 15th December, 1810, entitled an act for the more effectually securing the probate of wills, limiting the times for executors to qualify and widows to make their election, and for other purposes therein mentioned—and

A bill to be entitled an act explanatory of the fifth section of an act passed the 16th February, 1799, entitled an act to carry into effect the sixth section of the third article of the Constitution, and to amend an act to carry into effect the sixth section of the fourth article of the Constitution, touching the distribution of intestates' estates.

directing the manner of granting letters of administration, letters testamentary, marriage licenses, and to prevent entails, and to alter the rules for construing conveyances generally.

They have passed the following bills, which originated in Senate, to wit :

A bill to be entitled an act to alter and change the names of certain persons therein named.

A bill to be entitled an act to incorporate Hebron Academy, in Jasper county.

A bill to be entitled an act to levy an extra tax in Appling county, for the purpose of building a court-house and jail in said county.

A bill to be entitled an act to repeal an act regulating fences on Harris' Neck, in the county of M^tIntosh.

A bill to be entitled an act to alter the eighth section of an act entitled an act to alter and amend the road laws of this state, so far as respects the county of Tatnall.

A bill to be entitled an act to authorise the Justices of the Inferior court of Laurens county to levy an extra tax for county purposes.

A bill to be entitled an act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same.

A bill to be entitled an act for the relief of Richard Stricklin and Robert Stapler.

A bill to be entitled an act to incorporate Clinton Academy, in the county of Jones.

A bill to be entitled an act to amend an act entitled an act to amend the several road acts regulating roads in this state, so far as respects the operation of said acts in the counties of Bryan, Liberty, M^tIntosh, Glynn, Camden, and Wayne, so far as respects the county of M^tIntosh.

The bill to be entitled an act to amend an act entitled "an act to appoint commissioners for the town of Ebenezer, in the county of Effingham, and to authorise the said commissioners to sell the vacant lots and garden lots of said town, for the benefit of the German Lutheran Congregation and School in that place—and

A bill to be entitled an act to alter and define the line between Walton and Henry counties, and to add a part of Walton to Henry, and a part of Henry to Walton, with an amendment—and he withdrew

The Senate took up the message, and concurred in the amendment made by the House to the resolution appointing the time for the election of Bank Directors.

And the amendment to the bill to be entitled an act to alter and define the line between Walton and Henry counties, and to add a part of Walton to Henry, and a part of Henry to Walton, was read and concurred in.

And the several bills in said message were read the first time.

The Senate resolved itself into a committee of the whole on the bill to be entitled an act to reduce the fees of the county and other public officers of this state, Mr. Cleveland in the chair; Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill without amendment.

The Senate took up the report, and

On motion of Mr. Harden,

The report was amended, by striking out the first section in said bill, it was determined in the negative—and

The yeas and nays being required, are yeas 20, nays 25.

Those in the affirmative are,

Messrs. Bacon, Barton, Crawford, Dunham, Hardee, Harden, Henry, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Maxwell, Mobly, O'Neal, Piles, Searcy, Stevens, Stocks, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Powell, Reid, Ryan, Wimberly, and Woods.

And it was then proposed to amend the report by inserting the following, viz:—"except the fees of the county officers in the counties of Richmond, Chatham, Bryan, Liberty, M'Intosh, Wayne, Glynn, Camden, Emanuel, Montgomery, Appling, Early, Talbot, Lincoln, Effingham, Columbia, Jefferson, Bulloch, Baldwin, and Rabun," to the first section of the report—and

On the question to agree to the amendment, it was determined in the negative—and

The yeas and nays being required, are yeas 20, nays 25.

Those in the affirmative are,

Messrs. Bacon, Barton, Coffee, Crawford, Dunham, Hardee, Harden, Henry, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Maxwell, O'Neal, Piles, Powell, Searcy, Stevens, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobly, Parks, Reid, Ryan, Stocks, Wimberly and Woods.

It was then moved to amend the first section, by striking out the word "shall be"—and

On the question to agree, it was determined in the affirmative—and

The yeas and nays being required are, yeas 23, nays 21.

Those in the affirmative are,

Messrs. Bacon, Beck, Barton, Coffee, Crawford, Dunham, Harden, Henry, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, Mobly, O'Neal, Piles, Powell, Searcy, Stevens, Stocks, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Morgan, Mitchell of Jones, Parks, Reid, Ryan, Wimberly, and Woods.

Mr. Jackson of Early, then moved to strike out "tax collectors and receivers of tax returns"—and

On the question to agree, it was determined in the affirmative—and

The yeas and nays being required, are yeas 23, nays 21.

Those in the affirmative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Harden, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, McCrimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mobly, O'Neal, Piles, Powell, Searcy, Stevens, Stocks, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Jones, Parks, Reid, Ryan, Wimberly, and Woods.

Mr. Maxwell then moved to strike out "Clerks of the Superior courts"—

And on the question to agree, it was determined in the negative—and

The yeas and nays being required, are yeas 21, nays 23.

Those in the affirmative are,

Messrs. Bacon, Burton, Crawford, Dunham, Harden, Henly, Jackson of Jefferson, Lockheart, McCrimmon, Maxwell, Mobly, O'Neal, Piles, Powell, Ryan, Searcy, Stevens, Swain, Walker of Appling, Wimberly, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Irwin, Jackson of Early, James, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Reid and Stocks.

Mr. Maxwell then moved to strike out "Clerks of the Inferior courts," in said first section—and

On the question to agree, it was determined in the negative—and

The yeas and nays being required, are yeas 21, nays 23.

Those in the affirmative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Harden, Henly, Jackson of Early, Jackson of Jefferson, James, Lockheart, McCrimmon, Maxwell, Mobly, O'Neal, Piles, Powell, Searcy, Stevens, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Reid, Ryan, Stocks, Wimberly, and Woods.

Mr. Hargen then moved to strike out "coroners and constables"—and

On the question to strike out, it was determined in the negative—and

The yeas and nays being required, are yeas 21, nays 23.

Those in the affirmative are,

Messrs. Bacon, Burton, Crawford, Dunham, Harden, Henly, Jackson of Early, Jackson of Jefferson, James, Lockheart, McCrimmon, Maxwell, Mobly, O'Neal, Piles, Powell, Ryan, Searcy, Stevens, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Irwin, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Reid, Stocks, Wimberly, and Woods.

Mr. Henly then moved to strike out the second section of the report—and

On the question to strike out, it was determined in the negative—and

The yeas and nays being required, are yeas 20, nays 24.

Those in the affirmative are,

Messrs. Bacon, Burton, Crawford, Dunham, Harden, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Maxwell, Mobly, O'Neal, Piles, Ryan, Searcy, Stevens, Stocks, Swain, and Walker of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Parks, Powell, Reid, Wimberly, and Woods.

Mr. Dunham then moved to strike out "the Treasurer," in the second section of the report—and

On the question, it was determined in the negative—and

The yeas and nays being required, are yeas 20, nays 24.

Those in the affirmative are,

Messrs. Bacon, Blackshear, Burton, Crawford, Dunham, Harden, Jackson, of Early, Jackson, of Jefferson, Lockheart, Maxwell, Mitchell, of Clark, Mitchell of Morgan, Mobly, O'Neal, Piles, Searcy, Stevens, Stocks, Walker of Appling, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Henly, Irwin, James, Little, M'Crimmon, Martin, Mitchell of Jones, Parks, Powell, Reid, Ryan, Swain and Wimberly.

On motion of Mr. Harden,

That the Senate do now adjourn—

The yeas and nays being required, are—Yeas 22. Nays 22.

Those in the affirmative are,

Messrs. Allen, Bacon, Blackshear, Burton, Coffee, Crawford, Dunham, Harden, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Mitchell of Clark, Mitchell of Morgan, O'Neal, Piles, Searcy, Stevens, Stocks, Walker of Appling, and Woods.

Those in the negative are,

Messrs. Adams, Beasley, Beck, Blackman, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Maxwell, Mitchell of Jones, Mobley, Parks, Powell, Reid, Ryan, Swain, and Wimberly.

The President voted in the affirmative, and adjourned the Senate until ten o'clock to-morrow morning.

Friday, 7th December, 1821.

On motion of Mr. Ryan,

The Senate proceeded to the reconsideration of the minutes of yesterday so far as respects the striking out the word *sheriffs*, in the first section of the bill to be entitled an act to reduce the fees of the county and other public officers of the state, which was determined in the affirmative.

The yeas and nays being required, are yeas 24, nays 19.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackshear, Blackmon, Brown, Cleveland, Eberhart, Garrison, Hawthorn, James, Little, M^cCrimmon, Martin, Mitchell of Morgan, Mitchell of Jones, Parks, Reid, Ryan, Wimberly and Woods.

Those in the negative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson, Lockheart, Maxwell, Mitchell of Clark, Piles Powell, Searcy, Stevens, Stocks, Swain, and Walker of Appling.

Mr. Adams moved to reconsider the minutes so far as respects the tax collectors and receivers of tax returns

The yeas and nays being required, are, yeas 21, nays 22.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Jones, Parks, Reid, Ryan, Wimberly and Woods.

Those in the negative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, M^cCrimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mobley, Piles, Powell, Searcy, Stevens, Stocks, Swain, and Walker of Appling.

Mr. Maxwell moved that the minutes be reconsidered so far as respects the clerks of Superior courts—it was determined in the negative.

And the yeas and nays being required, are, yeas 18, nays 27.

Those in the affirmative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, M^cCrimmon, Maxwell, Oneal, Piles, Powell, Searcy, and Stevens.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobley, Parks, Reid, Ryan, Stocks, Swain, Walker of Appling, Wimberly, and Woods.

Mr. Dunham moved to reconsider the minutes so far as respects striking out the treasurer—it was determined in the affirmative.

And the yeas and nays being required, are, yeas 23, nays 22.

Those in the affirmative are,

Messrs. Bacon, Blackshear, Burton, Coffee, Crawford, Dunham, Hardee, Harden, Jackson of Early, Jackson, of Jefferson, Lockheart, M^cCrimmon, Maxwell, Mitchell, of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Piles, Searcy, and Stevens.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Henly, Irwin, James, Little, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain and Walker of Appling.

The Senate took up the report of the committee of the whole on the bill to reduce the fees of the county and other public officers of this state, and the considerations thereon.

Mr. Henly moved that *sheriffs* be stricken out in said bill—it was determined in the affirmative.

And the yeas and nays being required are, yeas 23, nays 22.

Those in the affirmative are,

Messrs. Bacon, Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson, of Early, Jackson, of Jefferson, Lockheart, McCormick, Maxwell, Mitchell, of Clark, Mobley, O'Neal, Piles, Powell, Searcy, Stevens, Stocks, Swain, and Walker, of Appling.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell of Morgan, Mitchell of Jones, Parks, Reid, Ryan, Wimberly, and Woods.

On motion to strike out *treasurer* in the second section of said report, it was determined in the negative—yeas 20, nays 25.

Those in the affirmative are,

Messrs. Bacon, Blackshear, Burton, Crawford, Dunham, Hardee, Harden, Jackson of Early, Jackson of Jefferson, Lockheart, Maxwell, Mitchell, of Clark, Mitchell, of Morgan, Oneal, Piles, Searcy, Stevens, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Henly, Irwin, James, Little, McCormick, Martin, Mitchell of Jones, Mobley, Parks, Powell, Reid, Ryan, Swain, and Walker, of Appling.

Mr. Adams then moved to strike out *twenty-one* and insert *eighteen*, in the third section of the report, and the question being divided, so as to strike out *twenty-one* it was determined in the affirmative,

And the yeas and nays being required are, yeas 25, nays 20.

Those in the affirmative are,

Messrs. Adams, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, McCormick, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain, Walker, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Bacon, Burton, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson, of Jefferson, Maxwell, Mitchell, of Clark, Mitchell of Morgan, Mitchell, of Jones, O'Neal, Piles, Searcy, Stevens, and Stocks.

Mr. Harden then moved to fill the blank with *two-thousand*, and on the question, it was determined in the negative.

And the yeas and nays being required are, yeas 20, nays 25.

Those in the affirmative are,

Messrs. Allen, Bacon, Burton, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Maxwell,

Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Oneal, Piles, Searcy, Stevens, and Stocks.

Those in the negative are,

Messrs. Adams, Beasly, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, M'Crimmon, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain, Walker, Wimberly and Woods.

Mr. Adams then moved to fill the blank with *eighteen*, it was determined in the affirmative,

And the yeas and nays being required, are—yeas 27, nays 18.

Those in the affirmative are,

Messrs. Adams, Allen, Beasly, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, M'Crimmon, Martin, Mitchell of Clark, Mobley, Parks, Powell, Reid, Ryan, Swain, Walker, Wimberly, and Woods.

Those in the negative are,

Messrs. Bacon, Burton, Crawford, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Maxwell, Mitchell of Morgan, Mitchell of Jones, O'Neal, Piles, Searcy, Stevens, and Stocks.

Mr. Adams then moved to strike out *three thousand*, in the third section of the report, and

On the question, it was determined in the affirmative—and

The yeas and nays being required are, yeas 26, nays 19.

Those in the affirmative are,

Messrs. Adams, Beasly, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, M'Crimmon, Martin, Mobley, Parks, Powell, Reid, Ryan, Searcy, Swain, Walker, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Bacon, Burton, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Maxwell, Mitchell of Morgan, Mitchell of Jones, Oneal, Piles, Stevens, and Stocks.

On motion of Mr. Adams the blank was filled by inserting *twenty-five hundred*.

The report being read through as amended, and the caption amended by inserting after the words *fees* the words *and salaries*, was agreed to—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 25, nays 20.

Those in the affirmative are,

Messrs. Adams, Allen, Beasly, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, M'Crimmon, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain, Walker, Wimberly, and Woods.

Those in the negative are,

Messrs. Bacon, Burton, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Lockheart, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Piles, Searcy, Stevens, and Stocks.

On motion of Mr. Coffee,

Resolved, that both branches of the General Assembly will convene in the Representative chamber, on Saturday next, at 12 o'clock, for

the purpose of electing one commissioner to sell the fractional parts of surveys in the counties of Appling, Telfair, Irwin, and Early, in place of Mark Harden, Esq. deceased.

Mr. Cleveland from the joint military committee, reported a bill to be entitled an act to repeal the eleventh section of an act entitled an act to amend an act entitled an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force, passed the 19th December, 1818. And also,

A bill to be entitled an act to appoint an Inspector of cavalry— which were read the first time.

Mr. Harden presented a memorial from Amaza Jackson, Arthur Harper, Brockholst Livingston, Robert Stewart, and Matthias Maher— which was read and referred to the joint committee on Finance.

Mr. Garrison, from the committee to whom was referred the petition of sundry citizens of Hall county, reported as follows:

The committee to whom was referred the petition of sundry citizens of Hall county, upon the subject of alleged errors in the numbering of the lots of the 12th district of said county, report:

From the alleged complaint they doubt not that such errors do exist, but are of opinion that is not in the power of the Legislature to correct the error, the committee, however, recommend the following resolution:

Resolved, by the Senate and House of Representatives of the State of Georgia in General Assembly met, That his Excellency the Governor appoint an experienced surveyor to examine the said twelfth district, and ascertain if any, and what errors exist in the numbering of the lots thereof, and that he report the same to the Executive as soon as conveniently can be done, and upon the reception of such report, should it appear that the said twelfth district is not correctly surveyed and numbered as the law directs; it shall be the duty of the Governor to cause the bond given by Walker L. Campbell, who surveyed said district, to be prosecuted as the law directs in such cases made and provided.

Which was read and ordered to lie on the table.

A message from the House of Representatives, by Mr. Turner their Clerk:

Mr. President—The House of Representatives have added Mr. Wells and Mr. Henderson to the joint military committee.

They have passed a resolution appointing John Kell, Esq. a commissioner of the academy of McIntosh county, in place of Virgil H. Vivion, refusing to accept. And

A resolution appointing the goal built by the mayor and aldermen of the city of Darien, the jail of McIntosh county, &c.

Ordered, that the message do lie on the table.

A message from his Excellency the Governor, by his Secretary, Mr. Burch, viz:

Mr. President,

His Excellency the Governor has approved of and signed the following resolutions, which originated in this branch of the General Assembly, to wit:

One requesting him to have the name of Richard Swain, of Warren county, deposited in the wheel containing the names of persons entitled to draws in the present land lottery.

One requiring the state printers to print five hundred copies of the laws of the present session, in addition to the number already contracted for. And

One appointing Zachariah B. Hargroves, a notary public for the county of Twiggs.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to repeal an act entitled an act to amend an act entitled an act to amend and consolidate the several acts for the better regulation and government of the town of Milledgeville, passed 21st December, 1819—which was read and agreed to:

And the bill read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to change and alter the name of Wm. Flaridy to that of Wm. Rose, and to legitimize his birth, which was read—and Mr. Woods moved to amend the report, by the following substitute, in lieu of the original, viz :

A bill to be entitled an act to change and alter the name of William Flaridy to that of Wm. Rose.

Whereas Grantham Rose, of Elbert county, the reputed father of the said Wm. Flaridy, is desirous that the said Flaridy bear the name of Wm. Rose :

Be it therefore enacted by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That from and after the passage of this act the said Wm. Flaridy shall be called and known by the name of William Rose :—which was received in lieu of the original bill, and agreed to.

And the bill was read the third time, and passed as amended.

Mr. Ryan from the joint committee on banks, to whom was recommended the bill from the Senate to be entitled an act to regulate interest between the local banks which now are or hereafter may be established in this state and the bank of the United States, or any of its branches.

Reported, a bill to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the State of Georgia, and the bank of the United States and the branches thereof; so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of banks incorporated by the General Assembly, from bearing interest when they shall be collected, acquired, purchased, or received in deposit by the bank of the United States or the branches thereof, if said bank or the branches thereof shall demand the same to be redeemed in specie :

Which was received and read the first time.

Mr. Dunham presented the following manifesto, to wit :

Manifesto of the Legislature of the State of Georgia.

In the conflict between the Federal and State authorities, the State of Georgia will not inlist herself on either side. She regards the Federal union of these states as their best safeguard against intestine discord and the injuries of foreign powers. She is disposed to preserve to the Federal and the State governments respectively, those powers which are intrusted to the former, or reserved by the latter, in the Federal constitution. No restless ambition, no habitual jealousy in

relation to the powers of the Federal government, guides her policy towards the branch of the United States Bank established on her territory. Taking the most dispassionate view of the operations of that branch, she believes they are not warranted by any clause of the Federal constitution. It is vain that we have defined and written constitutions, if by latitude of construction they may be made to embrace every power thought convenient to the temporary policy of those who administer the government. Not only is the establishment of the United States Bank on the territory of Georgia, without her consent, a usurpation of her sovereign power; but the obvious and increasing policy of that bank is hostile to her interest. She has chartered several banks which are honestly and wisely administered. In those she is a principal stockholder, and a large part of her revenue is derived from these dividends. The bills of these banks paid to the land agents and the collectors of the customs of the United States are deposited in the branch of the United States bank, and are used by it to drain the specie of the State Institutions, while that branch, availing itself of the public treasure, makes no issues of her own paper, and is not liable to similar drafts. With this inequality there can be no competition. The state banks curtail their business within narrower and narrower limits, their dividends are reduced, their embarrassments increase, and ere long their profits will be insufficient to defray the ordinary expenses of their business. Georgia beholds her revenue dwindling and her various public interests threatened with ruin, by the operation of this hostile bank. Can the obligations to manage the revenue of the United States, imply a right to establish within any state a bank which shall be protected for its own profit, in waging a constant and ruinous war against the institutions of that state? And shall Georgia remain passive under such deep injuries? She will not dissemble her dread of another and more alarming evil. Every moderate government is, in a great measure, controlled by the monied influence of the country. When the United States bank shall have succeeded in crushing most of the state banks; when it shall exert all the active monied influence of the country, where can its power be resisted? It will have a direct influence over the government, by the great favours which it may grant or withhold, and it will have an indirect and far more dreadful influence by individual favours granted through every section of our country. How many elections may it not control? How many officers of government may it not bias? When in the natural course of things a great part of the stock of this bank shall be held in Europe; foreigners will indirectly choose its directors; foreigners will wield the monied influence of our country; foreigners will control our government. Where will then be the independence of this great republic? Under foreign influence in any future conflict with the monarchies of Europe, she will be dishonored and ruined. Georgia anxious to pursue a moderate course, still withholds her hand, under the hope that the present bank will take the solemn warning and withdraw her branch from the state. But shall Georgia exercise eternal forbearance towards an institution, which usurps her sovereignty, which invades her territory, which impoverishes her citizens, which exhausts her resources, which arrests her improvements, and which threatens the Federal Republic with

dishonor and ruin? The hostile bank must alter its policy, or it will encounter the utmost exertion of the power of this state.

Which was read and ordered to lie on the table.

The following bills were taken up, read the second time, and ordered for committee of the whole:

The bill to be entitled an act explanatory of the fifth section of an act passed the 16th February, 1799, entitled an act to carry into effect the sixth section of the third article of the constitution; and to amend an act entitled an act to carry into effect the sixth section of the fourth article of the constitution, touching the distribution of intestate's estates, directing the manner of granting letters of administration, letters testamentary, marriage licenses, and to prevent entails, and to alter the rules for construing conveyances generally.

The bill to be entitled an act to establish a bridge, erected by Wm. Terry across Yellow river, and to authorise said Wm. Terry to receive toll for the use of the same.

The bill to be entitled an act for the relief of John Hodge, dec'd. and also, for the relief of Margaret Jack.

The bill to be entitled an act for the better protection of orphans, and amendatory and explanatory of the second section of an act passed February 18th, 1799, and an act passed 15th December, 1816, entitled an act for the more effectually securing the probate of wills, limiting the time for executors to qualify, and widows to make their election, and for other purposes therein mentioned.

The bill to be entitled an act to establish a tribunal to enquire into the qualification of persons claiming to practice medicine, surgery, and midwifery, within the city of Savannah, and to grant certificates for the same if found qualified.

The bill to be entitled an act to repeal so much of the fifth section of an act passed on the 16th day of December, 1811, entitled an act to regulate the granting of certioraries and injunctions in this state, as relates to certioraries.

The bill to be entitled an act to authorise the justices of the Inferior court in the several counties of this state to bind out bastard children.

The bill to be entitled an act to authorise John Ardis, of Putnam county, to erect a mill dam and lock across a sluice of the Oconee river, on the south west side, adjoining his own land. And

The bill to be entitled an act to incorporate the Georgia mutual insurance company.

The bill to be entitled an act to alter and amend an act entitled an act to alter and fix on the time of holding Superior courts in the eastern and Ocmulgee judicial circuits of this state, so far as respects the sitting of said courts in the counties of Effingham, Wayne, and Wilkinson, passed the 16th Dec. 1821, so far as respects county of Wayne.

The bill to be entitled an act to alter and amend an act entitled an act to secure to the legal proprietors of the land and landing, at a place known by the name of Carter's ferry, on the Alatomaha river, in the county of Tatnall, the right of an established ferry, passed the 22d December, 1820—was read the second time and ordered for a third reading.

The Senate adjourned until ten o'clock to-morrow morning.

Saturday, 3th December, 1824.

Mr. Dunham laid on the table the following resolution :

Resolved, That the Governor be requested to forward copies of the foregoing manifesto to the Governors of the several states, to our Senators and Representatives in Congress, and to the President of the Bank of the United States.

Mr. Lockheart presented a petition from a number of inhabitants of Bulloch county, which was read and ordered to a special committee.

Ordered, that messrs. Lockheart, Barton, and Harden, be that committee.

Mr. Jackson, of Early, laid on the table the following resolution :

Resolved, That his Excellency the Governor be and he is hereby authorised and required to appoint five fit and proper persons to examine the site reserved by the state on each side of the Ocmulgee river, including Fort Hawkins, and report to the next Legislature the practicability of moving the seat of government thereto.

Mr. Cleveland, from the committee to whom was referred the petition of sundry citizens of the county of Hall, reported :

That they have taken the same under consideration, and are of opinion that it would be inexpedient to grant their request at this time.

Ordered, that the report do lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have concurred in the resolution from Senate appointing commissioners of Early county Academy.

They have disagreed to the amendments made by Senate to the bill to be entitled an act to define the line between the counties of Franklin and Jackson, and to add a part of Franklin to the county of Jackson.

They have passed a resolution authorising the commissioners of the land lottery to replace in the wheel containing prizes, a lot of land drawn by Thomas Barron, of Jones county.

They have passed the following bills, which originated in the House of Representatives, to wit :

A bill to be entitled an act to regulate the future elections of members of Congress in this state.

A bill to be entitled an act to authorise the Justices of the Inferior court of Franklin county to levy an extra tax, for the purpose of rebuilding the Jail of said county.

A bill to be entitled an act to establish John R. Cargill's and Joel Wise's ferries on the Ocmulgee river.

A bill to be entitled an act to make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of William Scott's ferry—and

A bill to be entitled an act to amend so much of an act entitled an act to vest the appointment of commissioners of academies, vendue masters, notaries public, and lumber measurers, in certain persons therein mentioned, so far as relates to the election of trustees of the Greene county academy.

They have passed the following bills from Senate, with amendments, to wit :

A bill to be entitled an act to incorporate Union academy, in the county of Putnam.

A bill to be entitled an act to regulate the rates of ferriage for the county of Early—and

A bill to be entitled an act to incorporate the town of Lawrenceville, in the county of Gwinnett, and to make permanent the site of the public buildings of said county—and he withdrew.

The Senate took up the message, and concurred in the resolution authorising the commissioners of the land lottery to replace in the wheel containing prizes, a lot of land drawn by Thomas Barron, of Jones county.

The amendments made by the House of Representatives to the several bills from Senate, in the message of this day, were severally taken up, read, and agreed to.

The bills from the House of Representatives were severally read the first time—and

The subject matter of disagreement between the two Houses to the bill to alter and define the line between the counties of Franklin and Jackson, and to add a part of Franklin to Jackson county, was taken up, read, and ordered to lie on the table.

The following communication was received from his Excellency the Governor by his Secretary, mr. Burch, viz :

Mr. President,

His Excellency the Governor has approved and signed the following resolutions, which originated in this branch of the General Assembly, to wit :

One appointing Jesse Carter a commissioner for the county of Appling, to fix upon a site for building the court-house in said county, and to let out the building of the same, in the place of Jesse Meazles, removed—and

One appointing this day at 12 o'clock, for the election of six Directors of the bank of the state of Georgia, five Directors of the bank of Darien, and two Directors for the Planters' bank,

The following bills were taken up, read the second time, and ordered for committee of the whole, to wit :

A bill to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the General Assembly, from bearing interest when they shall be collected, acquired, purchased, or received on deposit, by the bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie.

A bill to be entitled an act to appoint an Inspector of cavalry—and

A bill to be entitled an act to repeal the eleventh section of an act entitled an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force, passed the 19th December, 1818.

The bill to be entitled an act to alter and amend an act entitled an act to alter and fix the time of holding the Superior courts in the East—

ern and Ocmulgee judicial circuits of this state, so far as respects the sitting of said courts in the counties of Effingham, Wayne, and Wilkinson, passed the 16th of May, 1821, so far as respects the county of Wayne—and

A bill to be entitled an act to alter and amend an act entitled an act to secure to the legal proprietors of the land and landing at a place known by the name of Carter's ferry, on the Alamaha river, in the county of Tattnall, the right of an established ferry, passed the 22d December, 1820, were severally read the third time and passed.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr President—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the representative chamber, for the purpose of proceeding to the election of sundry bank directors, agreeably to a joint and concurred resolution—and he withdrew.

Whereupon the President and members of Senate repaired to the representative chamber, and being seated, both branches of the General Assembly proceeded by joint ballot to the election of six Directors of the bank of the state of Georgia, on part of the state, and on counting out the votes, it appeared that Abram B. Fannin, Wm. B. Bulloch, William Davies, Edward Harden, Oliver H. Sturges, and Thomas N. Morell, Esqrs. were duly elected.

They then proceeded in like manner to the election of five Directors on the part of the state, for the bank of Darien, and on counting out the votes, it appeared that James Dunwoody, Scott Cray, Thomas Spalding, James Troup, and John M'Intosh, were duly elected.

They then proceeded in like manner to the election of two Directors on part of the state for the Planters' bank, and on counting out the votes, it appeared that John H. Morell, and J. S. Bulloch, were duly elected.

The Senate returned to their chamber—and

The following communication was received from his Excellency the Governor by his secretary, Mr. Burch :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 8th Dec. 1821. }

To the Hon. Senate, and

House of Representatives—

At the request of the corporation of the city of Washington, made through the mayor, Samuel N. Smallwood, Esq. I herewith transmit to you their memorial.

JOHN CLARK.

Which was read and ordered to lie on the table.

The Senate adjourned until Monday morning next, ten o'clock.

Monday, 10th December, 1821.

On motion of Mr. Coffee,

Resolved, That the Hon. Mr. Piles, from the county of Glynn, have leave of absence, after to-day, for the balance of the session.

On motion—

Resolved, That the Hon. Mr. Walker, from the county of Appling, and the Hon. Stephen Swain, from the county of Emanuel, have leave of absence for the balance of the session, after Saturday next.

Mr. Allen had leave to introduce instantler, a bill to alter and change the name of Amos Pinckney Hutto to Amos Pinckney Whitehead, which was read the first time.

Mr. Cleveland, from the committee, reported a bill to be entitled an act to prevent citizens from other states, and from certain parts of this state, from conveying cattle into or through the counties of Rabun and Habersham, under certain restrictions, which was read the first time.

The Senate took up the Governor's communication of Saturday last, and the memorial from the city of Washington was read and referred to the committee on the state of the republic.

The Hon. Valentine Walker, from the county of Richmond, attended, produced his credentials, was duly qualified by the President of Senate, and took his seat.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this state, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts, Mr. Maxwell in the chair; Mr. President resumed the chair, and Mr. Maxwell reported that they had gone through the bill with amendments.

The Senate took up the report, which was read and amended by altering the caption of said bill, and agreed to.

The bill was read the third time and passed, under the title of a bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this state, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts, so far as respects the counties of Burke and Habersham.

The yeas and nays being required, are yeas 23, nays 14.

Those in the affirmative are,

Messrs. Adams, Allen, Blackmon, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Garrison, Hardee, Hawthorn, Jackson of Jefferson, James, Little, M'Crimmon, Martin, Mitchell of Morgan, Mably, Piles, Powell, Ryan, Walker of Appling, and Wimberly.

Those in the negative are,

Messrs. Beasley, Beck, Blackshear, Henly, Irwin, Jackson of Early, Maxwell, Mitchell of Clark, Parks, Reid, Stocks, Swain, Walker of Richmond, and Woods.

Mr. Blackshear called up the reconsideration of so much of the report of the joint committee on agriculture and internal improvement, so far as respects the report of the commissioners of the Oconee Navigation

Company, so far as respects the appropriation of two thousand dollars for the use of said association, which being read was agreed to.

And the yeas and nays being required, are yeas 23, nays 19.

Those in the affirmative are,

Messrs. Beasley, Beck, Blackshear, Burton, Cleveland, Coffee, Dan-
-larn, Hardee, Harden, Hawthorn, Irwin, Jackson of Jefferson, Little,
Maxwell, Mitchell of Clark, Mitchell of Morgan, O'Neal, Ryan, Ste-
vens, Stocks, Walker of Richmond, Wimberly and Woods.

Those in the negative are,

Messrs. Adams, Allen, Blackmen, Brown, Eberhart, Garrison, Hen-
-ly, Jackson of Early, James, Lockheart, M'Crimmon, Martin, Mobly,
Parks, Powell, Reid, Swain, and Walker of Appling.

Mr Brown, from committee of finance, reported, which being read
was ordered to lie on the table, and is as follows :*

Mr. Coffee handed to the President the following inclosure from
Daniel Sturges, Esq. Surveyor-general, which was read and ordered
to lie on the table, and is as follows :

*To the Hon. the President and Speaker, and members of the Senate
and House of Representatives of the State of Georgia, now as-
sembled.*

GENTLEMEN,

I beg leave to mention to your honorable body, that the Sur-
veyor of the ninth district in the county of Dooly, has, in the hurry
of complying with my circular or additional instructions, issued for
the purpose of facilitating the land lottery now progressing and nearly
closed, committed an error in returning lot No. 46, in his district, as
a square, and lot No. 36, as a fraction, which he finds, on reviewing
his work, ought to be reversed ; the former being a fraction, and the
latter a square. It will therefore, be advisable, by resolution or other-

*NOTE BY THE PRINTERS.

*For the report which follows here, see the large sheet inserted at
page 108, and marked "Report No. 1."*

*In the report, under the head, " MISCELLANEOUS—Charged to
Contingent Fund of 1821," are several errors of the press, under the
dates April 16, 27, and May 1st. The items under these dates should
stand as follows, viz.*

April 16, 128	<i>Laban Hargroves, for carrying Laws and Jour- nals of 1820, and Laws of Congress, to sixteen Counties,</i>				\$134 00
27, 131	<i>Horatio Gates,</i>	<i>do.</i>	<i>eighteen</i>	<i>do.</i>	129 50
May 1, 133	<i>Benjamin Hall,</i>	<i>do.</i>	<i>twelve</i>	<i>do.</i>	48 00

wise, to say, that the person who has or may draw No. 46, shall receive a grant for No. 36, in said district, which being of a superior quality, the drawer will not complain of the exchange.

I am, gentlemen, very respectfully,

Your most obedient servant,

DANIEL STURGES,
Surveyor-general.

The bill to be entitled an act to amend the fourth and eighth sections of the first article of the Constitution of this state, was taken up, read, and ordered to lie on the table the balance of the session.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act for the relief of John Watson, sheriff of the county of Baldwin, mr. Stevens in the chair; mr. President resumed the chair, and mr. Stevens reported that they had gone through the bill with an amendment.

The Senate took up the report which was agreed to, and the bill was read the third time and passed as amended.

The Senate resolved itself into committee of the whole, on the bill to vest in Nancy McCulloch, formerly Nancy Blalock, such property as she may hereafter acquire, mr. Lockheart in the chair; mr. President resumed the chair, and mr. Lockheart reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to repeal the eleventh section of an act entitled an act to amend an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws now in force, passed the 19th December, 1818, mr. Adams in the chair; mr. President resumed the chair, and mr. Adams reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to establish a bridge erected by William Terry across Yellow river, and to authorise said William Terry to receive toll for the use of the same, mr. Coffee in the chair; mr. President resumed the chair, and mr. Coffee reported that they had gone through the bill with amendments, by a substitute.

The Senate took up the report, and the amendment was agreed to, and the bill was read the third time and passed as amended, under the title of an act to authorise William Terry to receive toll for the use of a bridge erected by him across Yellow river, in the county of Gwinnett.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act for the relief of the heirs of John Hodge, deceased, and also for the relief of Margaret Jack, mr. Piles in the chair; mr. President resumed the chair, and mr. Piles reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to repeal so much of the fifth section of an act passed on the 16th of December, 1811, entitled an act to regulate the granting certioraries and injunctions in this state, as relates to certioraries, mr. Crawford

to the chair; mr. President resumed the chair, and mr. Crawford reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to authorise John Ardis, of Putnam county, to erect a mill dam and lock across a sluice of the Oconee river, on the south west side, adjoining his own land, mr. Jackson, of Early, in the chair; mr. President resumed the chair, and mr. Jackson reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate again resolved itself into committee of the whole, on the bill to be entitled an act supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys lying in the counties of Appling, Telfair, Irwin, Early, Walton, Gwinnett, Hall, Habersham, and Rabun, mr. Irwin in the chair; mr. President resumed the chair, and mr. Irwin reported that they had gone through the bill, and recommend the further consideration on this bill be postponed until the next Legislature.

The Senate took up and agreed to the report.

A message from the House of Representatives, by mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a bill to be entitled an act for the permanent endowment of county academies, to increase the funds heretofore set apart for the encouragement and support of free schools, and for the internal improvement of the state.

They have passed the bill from Senate to be entitled an act to alter and amend so much of the thirty-second section of the judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior courts of this state, with amendments.

They have agreed to the report of the committee of internal improvement on the correspondence between the Governor of this state and the Governor of the state of South Carolina, relative to the navigation of Savannah river—and he withdrew.

The Senate took up the message from the House of Representatives, and concurred in the amendments to the bill to be entitled an act to alter and amend so much of the thirty-second section of the judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior courts of this state.

The report of the committee on internal improvement, as contained in the message, being read, was ordered to lie on the table.

The Senate concurred in the resolution appointing John Kell, Esq. a commissioner of the academy of M^oIntosh county, in the place of Virgil H. Vivion, Esq. refusing to accept.

And also in the resolution declaring the jail built by the Mayor and Aldermen of the city of Darien, to be the county jail for the county of M^oIntosh.

And the bill in the message of to-day, was read the first time.

The bill to be entitled an act to establish John R. Cargill's and Joel W. s ferries, on the Ocmulgee river, was read the second time and ordered for committee of the whole.

The following bills were taken up, read the second time, and ordered for a third reading, viz:

A bill to be entitled an act to make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of William Scott's ferry.

A bill to be entitled an act to authorise the Justices of the Inferior court of Franklin county to levy an extra tax, for the purpose of rebuilding the jail of said county.

The bill to be entitled an act to amend so much of an act entitled an act to vest the appointment of commissioners of academies, vendue masters, notaries public, and lumber measurers, in certain persons therein mentioned, so far as relates to the election of trustees of the Greene county academy—and

A bill to be entitled an act to regulate the future elections of members of Congress in this state.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz:

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 10th Dec. 1821. }

To the Hon. Senate, and

House of Representatives—

In compliance with your resolution of the 5th inst. a statement made by Elisha Wood, Esq. one of the Secretaries of this department, and copies of accounts rendered by messrs. Grantland & Orme, containing the information called for by this resolution, have been laid before the committee of finance; and it is deemed not improper to state here, that there has been but one warrant issued by the Executive during the political year 1821, in favor of Grantland & Orme, which was on the contingent fund of 1820, for nine hundred and thirty-eight dollars and seventy-five cents, dated 7th April, 1821, and numbered 126.

It appears, on looking over the list of warrants made out by major Wood, to lay before the Legislature, that he has put down this warrant twice, though under the head of different funds. This should be corrected on the list.

JOHN CLARK.

Which was read and ordered to lie on the table.

On motion of Mr. Maxwell,

Resolved, That both branches of the Legislature will convene in the representative chamber on Wednesday next, at 12 o'clock, for the purpose of electing a Treasurer, Secretary of State, Surveyor and Comptroller-general.

Before the question was taken on the above resolution—

The Senate adjourned until ten o'clock to-morrow morning.

Tuesday, 11th December, 1821.

Mr. Jackson of Early, moved that the minutes of yesterday be reconsidered so far as respects the bill to be entitled an act to amend the fourth and eighth section of the first article of the constitution of this state—and that the bill do lie on the table.

On the question, to reconsider it was determined in the negative, and The yeas and nays being required, are yeas 7, nays 32.

Those in the affirmative are,

Messrs. Adams, Beck, Hawthorn, Jackson, Mobly, Swain and Walker of Appling.

Those in the negative are,

Messrs. Allen, Beasley, Blackmon, Blackshear, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Garrison, Hardee, Harden, Henly, Irwin, Jackson, of Jefferson, Little, Lockheart, M'Crimmon, Maxwell, Mitchell, of Clark, O'Neal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Wimberly, and Woods.

Mr. Jackson of Early, also moved that that the minutes be reconsidered so far as respects the bill supplementary to an act authorising certain commissioners to sell and dispose of the fractional parts of surveys, lying in the counties of Appling, Telfair, Irwin, Early, Walton, Gwinnett, Hall, Habersham, and Rabun.

On the question to reconsider, it was determined in the negative—and

The yeas and nays being required, are yeas 14, nays 29.

Those in the affirmative are,

Messrs. Adams, Burton, Cleveland, Coffee, Dunham, Garrison, Jackson of Early, James, Martin, Mobly, Powell, Reid, Walker of Richmond, and Walker of Appling.

Those in the negative are,

Messrs. Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Crawford, Eberhart, Harden, Hawthorn, Henly, Irwin, Jackson of Jefferson, Little, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Parks, Ryan, Searcy, Stevens, Stocks, Swain, Wimberly, and Woods.

Mr. Maxwell presented a memorial from William Young, of South-Carolina, and a petition from George Salmon—which were severally read and referred to the committee on Finance.

Mr. Swain moved the following resolution :

Whereas it is the undoubted right of the good people of this state, whenever they think fit to alter and change the principal laws by which they are governed ; and it is the opinion of this Legislature that great numbers of her citizens are desirous of altering the penal code of this state and abolishing penitentiary confinement.

And whereas, it is the duty of the Legislature to give effect to the public will, when the same shall have been correctly expressed.

Be it therefore resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, that it shall be the duty of the magistrates who shall preside at the elections for members of the General Assembly, in the several counties of this state, at the next general election, to receive and register the votes of the persons voting at the said election, on the propriety of altering said code

and abolishing Penitentiary confinement; and to this end, the said magistrates are hereby required upon receiving the vote of each and every individual, to enquire whether it is the will of each voter that said code should be altered as aforesaid.

And be it further resolved, That it shall be the duty of the magistrates aforesaid, to make a correct return of the votes so taken as aforesaid, to the Governor of this state within thirty days after the said election, to be by him submitted to the next Legislature, to the intent that they may make provision accordingly, if a majority of the citizens of this state shall require the same to be done.

And be it further resolved, That his Excellency the Governor be, and he is hereby requested to have the foregoing resolutions published in the gazettes of this state, for three months before the next general election, and pay for the same out of the contingent fund.

Which was read and ordered to lie on the table.

The following communication was received from his Excellency the Governor by his Secretary, mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 11th Dec. 1821. }

To the Hon. Senate—and
House of Representatives—

I herewith lay before you a copy of a letter received from Adam G. Saffold, Esq. Solicitor General, O. D. and a report made by him respecting the situation of debts due the state on account of fractions, and Milledgeville lots.

JOHN CLARK.

Which was read and together with the accompanying documents referred to the committee on Finance.

Mr. Brown from the committee on Finance reported, to wit :

The joint committee on Finance to whom was referred the petition and accompanying documents of Mrs. Rebecca T. Baldwin, beg leave to report :

That after a careful enquiry into the grounds and evidence of the claim of the petitioner, they do not hesitate to recognise the justice of that claim, because they find that by a resolution of the Senate of this state, in the year 1798, which was taken up and agreed to in the House of Representatives, on the same day that it was reported in Senate.

The committee on the letter and account of the Hon. Abraham Baldwin, among other things, recognize the State of Georgia to be indebted to the said Abraham Baldwin for the amount of a bill drawn in favor of Cox & Frazier, which was accepted by the agent of the state, in conformity to the powers in him vested, and they therefore recommend an appropriation to be made for the payment of the said bill, with interest which might be due thereon, to be paid out of the taxes of the year 1798.

Your committee find that this sum was not incorporated in the appropriation law of that year, and nothing further seems to have been done in the matter down to the present day. The claim therefore still appears to be a good and undischarged one, for the sum of one thou.

sand and five hundred dollars—the amount of the aforesaid bill drawn in favor of Messrs. Cox & Frazier, together with the interest thereon accrued. It is therefore recommended that the following resolution be adopted :

Resolved, that his Excellency the Governor be, and he is hereby authorised and required to draw his warrant upon the treasurer in favor of Rebecca T. Baldwin, administratrix, with the will annexed of the late Abraham Baldwin, for the sum of fifteen hundred dollars, with legal interest of six per cent. per annum, from the 2d day of February, 1798, to be paid out of any monies in the treasury not otherwise appropriated.

And be it further resolved, that the aforesaid sums shall be a full and final settlement of the claims of the representatives of the said Abraham Baldwin upon this state.

Ordered that the report do lie on the table.

Mr. Dunham called up the manifesto of the State of Georgia against the branch bank U. S.—And

On motion of Mr. Harden,

Resolved, that the printing committee be and they are hereby directed to have one hundred and fifty copies of the manifesto introduced into the Senate, upon the subject of the United States bank, printed for the use of the members of the Legislature.

Mr. Adams called up the report of the committee of the whole on the bill to be entitled an act to authorise John Ardis of Putnam county to erect a mill dam and lock across a sluice of the Oconee river, on the south west side, adjoining his own land, which was read and amended.

The bill was read the third time, and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the State of Georgia and the bank of the U. States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the General Assembly, from bearing interest when they shall be collected, acquired, purchased, or received in deposit by the bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie; Mr. Maxwell in the chair—Mr. President resumed the chair, and Mr. Maxwell reported that they had gone through the bill with an amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to appoint an Inspector of cavalry; Mr. Allen in the chair—Mr. President resumed the chair, and Mr. Allen reported progress and had leave to sit again.

A message from the House of Representatives, by Mr. Turner, their clerk :

Mr. President—The House of Representatives have passed a resolution on the petition of James Bandy, relative to a lot of land drawn by him in the present lottery.

A resolution in favor of Isaac Stephens of Baldwin county.

They have passed a bill to be entitled an act to incorporate the Washington turnpike company.

They have disagreed to all the amendments made by Senate to the bill to be entitled an act to reduce the fees of the county and other public officers of this state—and he withdrew.

The Senate took up the message and concurred in the resolution on the petition of James Bandy—and

In the resolution in favor of Isaac Stephens, of Baldwin county.

The Senate took up the subject matter of disagreement, in said message, on the bill to be entitled an act to reduce the fees of the county and other public officers of this state—and

On motion of Mr. Henly,

That the bill do lie on the table the ballance of the session—it was determined in the negative.

The yeas and nays being required, are yeas 17, nays 26.

Those in the affirmative are,

Messrs. Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, James, Lockheart, Maxwell, Mitchell of Morgan, O'Neal, Piles, Searcy, Stevens, and Stocks.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Burton, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Little, M'Crimmon, Martin, Mitchell of Clark, Mitchell of Jones, Mobly, Parks, Powell, Reid, Ryan, Swain, Wimberly and Woods.

Mr. Ryan then moved that the Senate do recede and concur with the House of Representatives, so far as respects the first amendment in the first section of said bill (which is to strike out *sheriffs*)—and

On the question, to recede and concur, it was determined in the negative—and

The yeas and nays being required, are—Yeas 21, Nays 23.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin, James, Little, Martin, Mitchell, of Jones, Parks, Reid, Ryan, Wimberly and Woods.

Those in the negative are,

Messrs. Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson, of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Mitchell of Clark, Mitchell of Morgan, Mobley, O'Neal, Piles, Powell, Searcy, Stevens, Stocks, Swain, and Walker of Richmond.

Resolved, that the Senate do adhere to the amendments made to the first section of said bill.

The first amendment to the third section of said bill being read—Mr. Ryan moved to adhere to the Senate's amendment, as to the salaries of the Judges—and

On the question, it was determined in the affirmative—and,

The yeas and nays being required, are—Yeas 24, Nays 20.

Those in the affirmative are,

Messrs. Adams, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, M'Crimmon, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain, Wimberly and Woods.

Those in the negative are,

Messrs. Allen, Burton, Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Oneal, Piles, Searcy, Stevens, Stocks, and Walker of Richmond.

Resolved, that the Senate do adhere to all the amendments made by Senate to said bill.

The balance of said message was ordered to lie on the table.

The bill to be entitled an act to alter and change the name of Amos Pinckney Hotto, to that of Amos Pinckney Whitehead—was read the second time and ordered for a third reading.

The bill to be entitled an act for the permanent endowment of county academies, to increase the funds heretofore set apart for the encouragement and support of free schools, and for the internal improvement of the state. And

The bill to be entitled an act to prevent citizens from other states and from certain parts of this state from driving cattle into or through the counties of Rabun and Habersham—were read the second time and ordered for committee of the whole.

A bill to be entitled an act to regulate the future elections of members of congress in this state.

A bill to be entitled an act to authorise the Justices of the Inferior court of Franklin county, to levy an extra tax, for the purpose of rebuilding the jail of said county.

A bill to be entitled an act to make permanent the ferry on the Ocmulgee river, in the county of Jasper, known by the name of Wm. Scott's ferry. And -

A bill to be entitled an act to amend so much of an act entitled an act to vest the appointment of commissioners of academies, vendue masters, notaries public, and lumber measurers, in certain persons therein mentioned, so far as relates to the election of trustees of the Green county academy—were severally read the third time and passed under their respective titles.

Mr. Jackson of Early had leave to report, instantler, an act to be entitled an act to relieve certain fortunate drawers in the present land lottery now drawing—which was read the first time.

And act for the relief of Richard Stricklin and Robert Stapler.

An act to authorise the Justices of the Inferior court of Laurens county, to levy an extra tax for county purposes.

An act to alter and amend so much of the thirty-second of the Judiciary, passed the 16th of February, 1799, as respects claims of property in the Superior and Inferior courts in this state.

An act to incorporate Clinton Academy, in the county of Jones.

An act to incorporate Union Academy, in the county of Putnam.

An act to regulate the rates of ferriage for the county of Early, and to secure to John Griffin, his heirs and assigns the right of a ferry landing across Flint river on his own land.

[Mr. Henly from the joint committee on enrolled bills, reported as duly enrolled and signed by the speaker of the House of Representatives, the following acts, to wit:

An act to make permanent the site of the public buildings for the county of Rabun, and to incorporate the same.

An act to repeal an act entitled an act for the better regulating fences on Harris' Neck, in the county of M'Intosh.

An act to incorporate Hebron Academy, in Jasper county.

An act to incorporate the town of Lawrenceville, in the county of Gwinnett, and to make permanent the site of the public buildings of said county.

An act to add a part of Henry to the county of Walton, and a part of Walton to Henry.

An act to alter and change the names of James Aultman, Mary Aultman, Margaret Aultman, and Elizabeth Aultman, to that of James Whitton, Mary Whitton, Margaret Whitton, and Elizabeth Whitton.

An act to authorise the Inferior court of Appling county, to levy an extra tax, for the purpose of building a court house and jail in said county.

An act to amend an act entitled an act to amend the several road acts, regulating roads in this state, so far as respects the operation of said acts in the counties of Bryan, Liberty, M'Intosh, Glynn, Camden, and Wayne, so far as respects the county of M'Intosh.

An act to amend an act to appoint commissioners for the town of Ebenezer in the county of Effingham, and to authorise the said commissioners to sell the vacant lots of said town for the benefit of the German Lutheran congregation and school in that place.

An act to alter the eighth section of an act entitled an act to alter and amend the road laws in this state, so far as respects the county of Tatnall.

An act to explain an act passed 22d December, 1820, to authorise the Justices of the Inferior court of Liberty county, to levy an extra tax, for the purpose of building a jail in said county.

Which were presented to and severally signed by the President of Senate.

Ordered, that the committee do carry said acts to his Excellency the Governor for his revision.

The Senate adjourned until 10 o'clock to-morrow morning.

Wednesday, 12th December, 1821.

Mr. Stocks had leave to introduce a bill instantler, to be entitled an act to incorporate an academy, to be known by the name of the Hermon Seminary, in the county of Oglethorpe, which was read the first time.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to secure to the trustees of the German Lutheran Congregation at Ebenezer, in the county of Effingham, and their successors in office, the exclusive right of a toll bridge across Ebenezer creek, for the benefit of their institution, and to repeal an act passed the 5th day of December, 1799, entitled an act securing to John King,

his heirs, and assigns, the exclusive right of erecting a toll bridge across Ebenezer creek, Mr. Cleveland in the chair; Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill with an amendment.

The amendment was agreed to, and the bill read the third time and passed.

Mr. Irwin presented a petition of the members of the Volunteer Company of the town of Sandersville, which was read and referred to the militia committee.

The Senate took up the balance of the message of yesterday, and the bill to incorporate the Washington Turnpike Company, was read the first time.

The bill to be entitled an act to alter and change the name of Amos Pinckney Hutto to Amos Pinckney Whitehead, was read the third time and passed.

The bill to be entitled an act to relieve certain fortunate drawers in the present land lottery now drawing, was read the second time and ordered for committee of the whole.

The Senate resolved itself into committee of the whole on the bill to authorise the Justices of the Inferior court in the several counties of this state to bind out bastard children, Mr. Beasley in the chair; Mr. President resumed the chair, and Mr. Beasley reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to prevent citizens from other states, and from certain parts of this state, from driving cattle into or through the counties of Rabun and Habersham, Mr. Adams in the chair; Mr. President resumed the chair, and Mr. Adams reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table for the balance of the session.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the General Assembly from bearing interest, when they shall be collected, acquired, purchased, or received in deposit by the bank of the United States or the branches thereof, if the said bank or branches thereof shall demand the same to be redeemed in specie.

On motion of Mr. Crawford,

To strike out the first section of the bill, it was determined in the negative—and

The yeas and nays being required, are yeas 11, nays 53.

Those in the affirmative are,

Messrs. Allen, Blackmon, Crawford, Henly, James, Martin, Maxwell, Mitchell of Jones, Mobly, Walker of Richmond, and Woods.

Those in the negative are,

Messrs. Adams, Beasley, Beck, Blackshear, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Garrison, Hardee, Harden, Hawthorn, Irwin, Jackson of Jefferson, Little, Lockheart, McCrimmon,

Mitchell, of Clark, Mitchell of Morgan, O'Neal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Swain, Walker, of Appling, and Wimberly.

Mr. Crawford then moved to strike out the fourth section of the bill, and on the question, it was determined in the negative—

And the yeas and nays being required, are, yeas 15, nays 30.

Those in the affirmative are,

Messrs. Adams, Allen, Blackmon, Crawford, Garrison, Henly, Jackson of Early, James, Martin, Maxwell, Mitchell of Jones, Mobley, Walker of Richmond, Walker, of Appling, and Woods.]

Those in the negative are,

Messrs. Beasley, Beck, Blackshear, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Hardee, Harden, Hawthorn, Irwin, Jackson of Jefferson, Little, Lockheart, M'Crimmon, Mitchell of Clark, Mitchell, of Morgan, Oneal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Swain, and Wimberly.

Mr. Crawford then moved the following, as a proviso to the end of the fifth section of the bill, to wit :

“ Provided, That when any planter, merchant, or other person, not an officer, attorney, broker, or other agent of the bank of the United States, shall present any note or notes issued by any incorporated bank of this state for payment, if the officers of such incorporated bank or its branches, shall require such person presenting such bills for payment, to make oath agreeable to the provision of this act; or shall thereafter, upon the demand of the person presenting such bill or bills, refuse, or delay twelve hours, the redemption of their bill or bills so presented, the bank so refusing and delaying shall pay to the person presenting such bill or bills at and after the rate of twenty five per cent. to be recovered before any court in this state having competent jurisdiction”—and

On the question to agree to the proposed amendment, it was determined in the negative—

And the yeas and nays being required, are yeas 12, nays 33.

Those in the affirmative are,

Messrs. Allen, Blackmon, Crawford, Garrison, Henly, Jackson of Early, James, Martin, Mitchell, of Jones, Mobly, Swain, and Walker of Richmond.

Those in the negative are,

Messrs. Adams, Beasley, Beck, Blackshear, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Hardee, Harden, Hawthorn, Irwin, Jackson, of Jefferson, Little, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, O'Neal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Walker of Appling, Wimberly, and Woods.

Mr. Crawford proposed the following, as an additional section to said bill :

And be it further enacted, That after the first day of January next, whenever the bank of the United States, or either of the branches thereof, their officer, attorney, broker, or agent, or either of them, shall demand payment from either of the incorporated banks of the state, for any bills or notes which have or hereafter may be issued by such incorporated banks of the state, it shall be lawful for the officer, attorney, broker, or agent of the bank of the United States, or either

of its branches, on presentation of such bills or notes, to demand payment thereof in bills or notes of the United States' bank, or of either of its branches, or in the drafts of the treasurer of the United States upon the bank of the United States or the branches thereof; and on refusal of such payment so demanded of the cashier or other officer of such incorporated bank, and the party applying shall suspect or believe that the same is withheld, that it shall be lawful for said party to require such cashier, or other officer so refusing, to make oath in writing before a judge, justice, or magistrate, in the presence of the person so applying or demanding payment, that the said incorporated bank has no such bills, notes, or treasury drafts, or either of them; and in case of refusal by the said cashier or other officer of such incorporated bank, of whom payment may be duly required, to make oath accordingly, then the said bank of the United States, or either of its branches, shall be entitled to receive from such incorporated bank the amount of the bills or notes so presented and refused, together with interest and costs of suit—Which was read.

And on the question to agree, it was determined in the negative—

And the yeas and nays being required, are—yeas 16, nays 28.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Crawford, Garrison, Jackson of Early, James, Martin, Maxwell, Mitchell of Jones, Mobley, Swain, Walker of Richmond, and Woods.

Those in the negative are,

Messrs. Blackshear, Brown, Burton, Cleveland, Coffee, Dunham, Eberhart, Hardee, Harden, Hawthorn, Irwin, Jackson of Jefferson, Little, Lockheart, M'Crimmon, Mitchell of Clark, Mitchell of Morgan, O'Neal, Parks, Piles, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Walker of Appling, and Wimberly.

Mr. Ryan proposed to amend the report, by the following enacting clause, as a sixth section to the bill, to wit:

Sec. 6. *And be it further enacted by the authority aforesaid, That this act shall continue and be in force until the first day of January, in the year of our Lord eighteen hundred and twenty-three, and no longer, and be subject in the mean time to be altered or repealed, should the General Assembly deem it expedient.*

Which was read and agreed to.

And the report being read as amended, was agreed to, and the bill read the third time and passed.

Ordered, that the Secretary do carry said bill to the House of Representatives for their concurrence.

A message from the House of Representatives, by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a resolution appointing John H. Ash a Notary Public for the county of Chatham.

A resolution appointing Charles M'Carthy an Auctioneer for the town of Clinton, Jones county.

A resolution appointing Dr. Ebenezer C. Grosvenor a commissioner of the academy of M'Intosh county, in place of Gen. John M'Intosh, resigned.

A resolution authorising the commissioners of the land lottery to place in the prize wheel lot No. 261, in the sixteenth district, Henry county, drawn by Henry Reeves, of Roper's district, Jones county.

A resolution authorising the printing committee to contract for printing one hundred and fifty copies of the report of the committee on finance, laid on the table on Monday last; also, one hundred and fifty copies of the list of tax collectors in arrears at the Treasury office, on the 24th November, 1821.

They have passed the following bills, which originated in Senate, to wit:

A bill to be entitled an act to establish a ferry on the Chatahoochee river, in the county of Hall, on the Federal road, at a place known by the name of Vann's ferry.

A bill to be entitled an act to exempt from road duty, on certain conditions, all male slaves on the Island of St. Catharine—and

A bill to be entitled an act to divorce and separate Aaron Osborn and Lavinia Osborn, (formerly Lavinia Adams,) his wife.

They have passed a bill to be entitled an act to extend the quarantine laws of the city of Savannah to the city of Darien.

The House of Representatives still adhere to their disagreement to Senate's amendments to the bill to be entitled an act to reduce the fees of the county and other public officers of this state, and request a conference, and have appointed as managers on their part, messrs. Daniel, Branham, Wells, Kenan, and Abercrombie—and he withdrew.

Ordered, that the message lie on the table.

The following communication was received from his Excellency the Governor, by his Secretary, Mr. Burch, viz:

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 12th Dec. 1821. }

To the Hon. Senate, and

House of Representatives—

I herewith lay before you a copy of two reports, one made by the commissioners of the Alutamaha, and the other by the commissioners of Tongalo river.

Signed,

JOHN CLARK.

Which was read, and, together with the accompanying documents, referred to the joint committee on agriculture and internal improvement.

The Senate adjourned until ten o'clock to-morrow morning.

Thursday, 13th Dec. 1821.

Mr. Blackshear had leave to introduce a bill, instanter, to be entitled an act to alter and amend an act entitled an act to extend to all persons imprisoned for debt, the privilege of prison bounds, passed the 22d of Dec. 1820.

On motion of Mr. Searcy,
Resolved, that Mr. Wm. Y. Hansell be, and he is hereby appointed
 a notary public for the county of Baldwin.

The Senate took up the message from the House of Representatives
 of yesterday, and concurred in the resolution appointing John H. Ash
 a notary public for the county of Chatham.

In the resolution appointing Dr. Ebenezer C. Grovenor, a commis-
 sioner of the academy of McIntosh county.

In the resolution on printing the report of the committee on Finance,
 &c

In the resolution on the subject of lot number 261, in the sixteenth
 Henry, drawn by Henry Reeves, to be returned into the lottery
 wheel.

The Senate agreed to a committee of conference on the subject mat-
 ter in dispute between the two branches, on the amendments made by
 Senate to the bill to be entitled an act to reduce the fees of the county
 and other public officers of the state; and appointed messrs. Maxwell,
 Stocks, Dunham, Healy, and Stevens, a committee on their part.

And the bill in said message was read the first time.

Mr. Brown from the committee on Finance made the following re-
 port :—*

Which was read and ordered to lie on the table:

*** NOTE BY THE PRINTERS.**

*For the report that follows here see the large sheet inserted at page-
 108, and marked "Report No. 2."*

*In the copy that was furnished by the Committee on Printing there
 were no marks in the list of Tax Collectors, shewing against whom
 executions have been issued: neither were the references 1, 2, 3, 4,
 5, 6, 7, marked. This statement the Printers think they ought to
 make in self defence. They, however, have subsequently seen the list
 which the committee had before them when their report was drawn up.
 All the names of the Collectors are "marked E." except the follow-
 ing, and excepting also those marked 1, 2, 3, 4, 5, 6, 7.*

*William S. Taylor, William Scott, (direct tax) and Simmons
 Butts.*

*Those marked 1, 2, 3, 4, 5, 6, 7, are George H. Davidson, John
 Waddle, John Stewart, James Wiley, William Nobles, David E.
 Kemp, for 1818, and the same for 1819.*

They have passed a bill to be entitled an act to Incorporate the Washington Turnpike Company.

They have disagreed to all the amendments made by Senate to the bill to be entitled an act to reduce the fees of the county and other public officers of this state—and he withdrew.

The Senate took up the message and concurred in the resolution on the petition of James Bandy—and

In the resolution in favor of Isaac Stephens, of Baldwin county.

The Senate took up the subject matter of disagreement, in said message, on the bill to be entitled an act to reduce the fees of the county and other public officers of this state—and

On motion of Mr. Henly,

That the bill do lie on the table the ballance of the session—it was determined in the negative.

The yeas and nays being required, are yeas 17, nays 26.

Those in the affirmative are,

Messrs. Crawford, Dunham, Hardee, Harden, Henly, Irwin, Jackson of Early, Jackson of Jefferson, James, Lockheart, Maxwell, Mitchell of Morgan, O'Neal, Piles, Searcy, Stevens, and Stocks.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Burton, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, Little, M'Crimmon, Martin, Mitchell of Clark, Mitchell of Jones, Mobly, Parks, Powell, Reid, Ryan, Swain, Wimberly and Woods.

Mr. Ryan then moved that the Senate do recede and concur with the House of Representatives, so far as respects the first amendment in the first section of said bill (which is to strike out *sheriffs*)—and

On the question, to recede and concur, it was determined in the negative—and

The yeas and nays being required, are—Yeas 21, Nays 23.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Eberhart, Garrison, Hawthorn, Irwin James, Little, Martin, Mitchell, of Jones, Parks, Reid, Ryan, Wimberly and Woods.

Those in the negative are,

Messrs. Burton, Coffee, Crawford, Dunham, Hardee, Harden, Henly, Jackson, of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Mitchell of Clark, Mitchell of Morgan, Mobley, O'Neal, Piles, Powell, Searcy, Stevens, Stocks, Swain, and Walker of Richmond.

Resolved, that the Senate do adhere to the amendments made to the first section of said bill.

The first amendment to the third section of said bill being read—Mr. Ryan moved to adhere to the Senate's amendment, as to the salaries of the Judges—and

On the question, it was determined in the affirmative—and,

The yeas and nays being required, are—Yeas 24, Nays 20.

Those in the affirmative are,

Messrs. Adams, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Coffee, Eberhart, Garrison, Hawthorn, James, Little, Lockheart, M'Crimmon, Martin, Mobley, Parks, Powell, Reid, Ryan, Swain, Wimberly and Woods.

the chair; and mr. Jackson reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to establish a tribunal to enquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery in the city of Savannah, and to grant certificates to the same if found properly qualified; mr. Stevens in the chair—mr. President resumed the chair; and mr. Stevens reported that they had gone through the bill with an amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to relieve certain fortunate drawers in the present land lottery now drawing; mr. Stocks in the chair—mr. President resumed the chair, and mr. Stocks reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to establish and make public the several ferries hereinafter mentioned; mr. Jackson in the chair—mr. President resumed the chair, and mr. Jackson reported that they had gone through the bill without an amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act explanatory of the fifth section of an act passed 16th February, 1799, entitled an act to carry into effect the 6th section of the third article of the constitution, and to amend an act entitled an act to carry into effect the sixth section of the fourth article of the constitution, touching the distribution of intestate's estates, directing the manner of granting letters of administration, letters testamentary, marriage licenses, and to prevent entails, and to alter the rules for construing conveyances generally; mr. Dunham in the chair—mr. President resumed the chair, and mr. Dunham reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act amendatory of the thirty-second section of the eleventh article of the penal code of this state; mr. Crawford in the chair—mr. President resumed the chair, and mr. Crawford reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act for the better protection of the estate of orphans, and amendatory and explanatory of the second section of an act, passed February 18th, 1799, and an act passed 15th December, 1810, entitled an act for the more effectually securing the probate of wills, limiting the time for executors to qualify, and widows to make their election; and for other purposes therein mentioned; mr. Coffee in the chair—mr. President resumed the chair, and mr. Coffee reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to appoint an inspector of cavalry; mr. Mitchell

of Clark in the chair—mr. President resumed the chair, and mr. Mitchell reported that they had gone through the bill with amendments.

The bill was read the third time—and

On the question shall the bill pass? it was determined in the negative.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to dispose of such parts of fractional surveys as was not disposed of in conformity of a law passed 16th May last, viz: in the counties of Walton, Gwinnett, Hall, Habersham and Rabun—and the same being read was postponed until the sitting of the next General Assembly.

The Senate took up the report of the committee of the whole on the bill to repeal so much of the fifth section of an act passed on the 16th day of Dec. 1811, entitled an act to regulate the granting certioraries and injunctions in this state, as relates to certioraries—which was read and agreed to.

The bill was read the third time and passed.

A message from the House of Representatives by mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed the following bills which originated in Senate, to wit:

A bill to be entitled an act to divorce and separate Nancy M'Culloch and Adam M'Culloch her husband.

A bill to be entitled an act to relieve the inhabitants of Cumberland Island, and Little Satilla (or Hazzard's) neck, in the county of Camden, from working on the post road; to appoint commissioners and to compel the persons within the limits thereof to work on private roads therein named.

A bill to be entitled an act to establish a turnpike over Ogeechee causeway, in Bryan county, and to appoint commissioners to carry the same into effect. And

A bill to be entitled an act to amend an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts, in the several judicial circuits in this state, passed the 14th day of December, 1819, so far as respects the southern judicial circuit, and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st day of December, 1819, so far as respects the duties of the commissioners of Early county.

They have passed a bill to be entitled an act to divorce and separate Rosalie Gauvain and Michael A. Gauvain, her husband.

The Senate took up the message and the bill therein contained, was read the first time.

The bill to be entitled an act to incorporate an academy, to be known by the name of Hermon seminary, in the county of Oglethorpe, was read the second time and ordered for a third reading.

The bill to be entitled an act to incorporate the Washington turnpike company, was read the second time and ordered for committee of the whole.

A message from the House of Representatives by mr. Turner, their clerk:

Mr. President—The House of Representatives have passed a resolution authorising the commissioners of the land lottery to restore the prize wheel two prizes drawn by John C. Rahall.

They have passed a bill to be entitled an act to raise a tax for the support of of government for the political year 1822 ; to which they desire concurrence—and he withdrew.

Ordered that the message do lie on the table.

On motion of Mr. Blackshear,

Resolved, that the committee on printing be instructed and required to contract for the printing of one hundred and fifty copies of the additional report of the committee on Finance, laid on the table of the Senate this morning.

Mr. Mitchell of Clark, presented a petition from sundry persons, praying for the repeal of the laws of this state prohibiting the introduction of slaves—which was read and ordered to lie on the table.

Mr. Jackson of Early laid on the table the following resolution:—

Whereas, the general plans of Districts, particularly those of the lands between the Oconee and Ocmulgee rivers, are so worn and mutilated that in many instances the original number of surveys cannot be identified, when those general plans of districts were intended by the law making distribution of those lands to form a part of the records of that office.

For remedy whereof:—

Be it resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby resolved, That the Surveyor-General be and he is hereby directed and required to transcribe in a fair and legible order, all those mutilated and tattered general plans, placing each county to itself, in broad and atlas form ; for which his Excellency the Governor, is hereby authorised and required to pay for the same, out of the contingent fund.

The Senate adjourned until ten o'clock to-morrow morning.

Friday, 14th December, 1821.

Mr. Swain called up the resolution requiring the vote of the citizens as to the abolition of the Penitentiary.

Mr. Ryan moved the following amendment:

After the words "altered as aforesaid," strike out the remainder of the section, and insert the following: "And to record the answer to such enquiry upon the ticket given by such voter, by writing thereon, 'No Penitentiary,' unless previously so recorded, which shall indicate the will of the voter that the penal code *shall be altered*, and confinement in the Penitentiary abolished."

Which amendment was agreed to.

And the resolution made to read—

Whereas, it is the undoubted right of the good people of this state, whenever they may think fit, to alter and change the principal laws by which they are governed. And it is the opinion of this Legislature, that great numbers of her citizens are desirous of altering the penal code of this state, and abolishing penitentiary confinement,

And whereas, it is the duty of the legislative body to give effect to the public will, when the same shall have been correctly expressed.

Be it therefore resolved by the Senate and House of Representatives of the State of Georgia, in General Assembly met, That it shall be the duty of the magistrates who shall preside at the election for members of the General Assembly, in the several counties of this state, at the next general election, to receive and register the votes of the persons voting at the said election, on the propriety of altering said code and abolishing penitentiary confinement; and to this end, the said magistrates are hereby required, upon receiving the votes of each and every individual, to enquire whether it is the will of such voter that said code should be altered as aforesaid, and to record the answer of such enquiry upon the ticket given by such voter, by writing thereon *no Penitentiary*, unless previously so recorded, which shall indicate the will of the voter that the penal code shall be altered, and confinement in the Penitentiary abolished.

And be it further resolved, That it shall be the duty of the magistrates aforesaid, to make a correct return of the votes so taken as aforesaid to the Governor of this state, within thirty days after the said election, to be by him submitted to the next Legislature, to the intent that they may make provision accordingly, if a majority of the citizens of this state shall require the same to be done.

And be it further resolved, That his Excellency the Governor be, and he is hereby requested to have the foregoing resolution published in the gazettes of this state for three months, and pay for the same out of the contingent fund.

On the question, to lay the resolution as amended on the table for the balance of the session, it was determined in the affirmative.

And the yeas and nays being required are, yeas 28, nays 16.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Blackshear, Brown, Burton, Cleveland, Crawford, Dunham, Eberhart, Garrison, Hardee, Harden, Henly, Jackson of Jefferson, James, Little, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Parks, Searcy, Stevens, Stocks, Walker of Richmond, and Woods.

Those in the negative are,

Messrs. Beck, Blackmon, Coffee, Hawthorn, Jackson, of Early, Lockheart, M'Crimmon, Martin, Mobley, Piles, Powell, Reid, Ryan, Swain, Walker, of Appling, and Wimberly.

Mr. Maxwell, from the committee of conference on the bill reducing the fees of county and other officers of this state, reported :

That the House recede and concur with the Senate in the amendments to the first section.

In section third, the Senate recede and concur with the House of Representatives.

That the House of Representatives recede and concur with Senate in the amendment to the caption in said bill.

Ordered, that the report do lie on the table.

The report of the committee on the petition of Rachel Rigs was read, amended, and agreed to, and is as follows :

The committee to whom was referred the petition of Rachel Rigs, have had the same under consideration, together with documents accompanying the same, and beg leave to report :

That the prayer of the petitioner is reasonable, and ought to be granted, and therefore recommend the following resolution :

Resolved, That the sum of eighty dollars be put into the appropriation law, for the use and to be paid to the said Rachel Rigs, from any money which may be in the treasury not otherwise appropriated. *Provided*, That nothing herein contained shall be taken as a precedent to authorise any other application from the petitioner aforesaid to a future Legislature, for relief in the premises.

The Senate took up the message from the House of Representatives of yesterday, and the resolution authorising the commissioners of the land lottery to replace in the prize wheel two lots drawn by John C. Rahn, was read and concurred in.

And the bill in said message was read the first time.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to relieve certain fortunate drawers in the present land lottery now drawing, which was read and agreed to, and the bill read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to incorporate the Georgia Mutual Insurance Company, which was read and agreed to, and the bill read the third time and passed.

On motion of Mr. Cleveland,

Resolved, That his Excellency the Governor be, and he is hereby required to have a sufficient number of copies of the militia laws of this state printed and distributed, in conformity with the 46th section of the militia law passed the 19th December, 1818, for revising and consolidating the same, and that the expense be paid out of the fund set apart to defray the expense for public printing.

On motion of Mr. Crawford,

Resolved, That leave be granted to withdraw the memorial, and documents accompanying the same, in favor of Mrs. Rebecca T. Baldwin.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to authorise the Justices of the Inferior court of Jefferson county to levy an extra tax, for the purpose of building a jail in said county, Mr. Mitchell, of Clark, in the chair; Mr. President resumed the chair, and Mr. Mitchell reported that they had gone through the bill with an amendment.

The Senate took up and agreed to the report, and the bill was read the third time and passed.

The bill to be entitled an act to compel the Judges of the Superior courts of this state to alternate, and convene at the seat of government in this state once in each year, for the purpose of establishing uniform rules of practice throughout this state, was read the second time and ordered for committee of the whole.

A bill to be entitled an act to divorce and separate Rosalia Gauvain and Michael A. Gauvain, her husband—

A bill to be entitled an act to extend the quarantine laws of the city of Savannah to the city of Darien—and

A bill to be entitled an act to alter and amend an act entitled 'an act to extend to all persons imprisoned for debt, the privilege of prison bounds,' passed the 22d of December, 1820—

Were severally read the second time, and ordered for a third reading.

The bill to be entitled an act to incorporate an academy, to be known by the name of Hermon Seminary, in the county of Oglethorpe, was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to incorporate the Washington Turnpike Company, Mr. Cleveland in the chair; Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

The Senate took up the report of the committee of the whole on the bill to be entitled an act amendatory of the thirty second section of the eleventh division of the penal code of this state, which was read—and

On motion of Mr. Ryan,

That the report do lie on the table for the balance of the session, it was determined in the affirmative—and

The yeas and nays being required, are yeas 22, nays 18.

Those in the affirmative are,

Messrs. Adams, Allen, Beck, Blackshear, Brown, Crawford, Dunham, Eberhart, Hardee, Harden, Jackson of Early, Jackson of Jefferson, Little, M'Crimmon, Maxwell, O'Neal, Parks, Ryan, Searcy, Stevens, Stocks, and Walker, of Richmond.

Those in the negative are,

Messrs. Beasley, Blackmon, Burton, Cleveland, Coffee, Garrison, Hawthorn, Henly, James, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobly, Powell, Reid, Wimberly and Woods.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to establish a tribunal to enquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery within the city of Savannah, and to grant certificates to the same if found properly qualified—which was read and agreed to.

And the bill read the third time and passed.

On motion of Mr. Beck,

Resolved, that Samuel Beall and John King, be and they are hereby appointed commissioners of the academy of the county of Wilkinson, in place of David Rolen and Jeremiah Loftin, removed.

Mr. Cleveland from the joint military committee, reported a bill to be entitled an act to amend an act passed on the 16th day of May, 1821, amendatory of the forty-second section of an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws thereof—which was read the first time.

A message from the House of Representatives by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a resolution that both branches of the General Assembly convene in the Representative chamber, at 12 o'clock to-morrow, for the purpose of electing a principal keeper and inspectors of the penitentiary.

A resolution that both branches of the General Assembly will convene in the representative chamber on Saturday next, at 12 o'clock, for the purpose of electing a Treasurer, Secretary of State, Comptroller general, and Surveyor-general; also a Solicitor-general for the Western circuit, in the place of Allen Lawhon, Esq. resigned.

They have passed the bill from Senate for the relief of the securities of Silas Overstreet, tax collector of Tatnall county; with amendments.

The bill from the Senate to be entitled an act to alter and amend the second section of the second article of the constitution of the State of Georgia with an amendment.

And a bill from the House of Representatives to be entitled an act the more effectually to quiet and protect the possession of personal property, and to prevent taking possession thereof by fraud or violence.

The Senate took up the message and the resolutions therein contained were severally read and concurred in.

The several amendments to the bill for the relief of the securities of Silas Overstreet being read were concurred in.

The amendment made by the House of Representatives to the bill from Senate, to be entitled an act to alter and amend the second section of the second article of the constitution of this state, being read was concurred in. And

The bill in said message was read the first time.

Mr. Herley laid on the table the following resolution:

Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, and it is hereby resolved by the authority of the same, That his Excellency the Governor is hereby authorised and required to purchase a sufficient number of Clayton's Georgia Justice, for the use of the officers entitled to the same, in the counties of Dooly, Houston, Monroe, Henry, & Fayette; and cause the said Georgia Justice to be distributed amongst the said officers as soon as the said counties shall be organized—and to pay for the same out of any monies in the treasury not otherwise appropriated.

On motion of Mr. Coffee,

Resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, That his Excellency the Governor be and he is hereby authorised and requested to have lot No. 36, in the ninth district of the county of Dooly, granted to the person who has or may draw No. 46 in said district and county; the latter being a fraction, but returned by the surveyor of said district as a square, through accident or mistake, when in fact the former should have been returned.

Ordered to lie on the table.

The Senate adjourned until to-morrow morning, ten o'clock.

Saturday, 15th Dec. 1821.

On motion of Mr. Coffee,

The Senate reconsidered so much of the journal of yesterday as relates to the passage of a bill to be entitled an act to relieve certain fortunatedrawers in the present land lottery now drawing.

Mr. Coffee moved to reconsider so much of the journal of yesterday as relates to the bill to be entitled an act amendatory of the thirty second section of the eleventh division of the penal code of this state, and

On the question, it was determined in the affirmative—and

The yeas and nays being required, are yeas 22, nays 21.

Those in the affirmative are,

Messrs. Beasley, Beck, Blackmon, Cleveland, Coffee, Garrison, Hardee, Hawthorn, Henly, James, M'Crimmon, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobly, O'Neal, Powell, Reid, Swain, Wimberly, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Blackshear, Brown, Burton, Crawford, Durham, Eberhart, Harden, Jackson of Jefferson, Little, Lockheart, Maxwell, Parks, Piles, Ryan, Searcy, Stevens, Stocks, Walker of Richmond, and Walker of Appling.

Ordered that the bill do lie on the table.

Mr. Crawford moved to reconsider the journal of yesterday, so far as respects the memorial and documents of Mrs. Rebecca T. Baldwin, and that the same be amended to read in the words following:

Resolved, that leave be granted to withdraw the memorial and documents accompanying the same, in favor of Mrs. Rebecca T. Baldwin, it appearing that the draft drawn by the Hon. Abraham Baldwin, in favor of Cox & Frazier, of Philadelphia, on the agent of the state of Georgia, was paid to Cox & Frazier in the year 1800, by this state—which was read and agreed to.

Mr. Adams moved to reconsider so much of the journal of yesterday, as relates to the passage of the bill to be entitled an act to establish a tribunal to enquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery, within the city of Savannah, and to grant certificates to the same if found properly qualified—and

On the question, to reconsider it was determined in the negative, and

The yeas and nays being required, are yeas 19, nays 24.

Those in the affirmative are,

Messrs. Adams, Beck, Blackmon, Cleveland, Garrison, Hawthorn, Henly, James, Little, Lockheart, Martin, Mitchell of Jones, Mobly, Powell, Reid, Ryan, Searcy, Swain, and Wimberly.

Those in the negative are,

Messrs. Allen, Beasley, Blackshear, Brown, Burton, Coffee, Crawford, Dunham, Eberhart, Hardee, Jackson of Jefferson, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, O'Neal, Parks, Piles, Stevens, Stocks, Walker of Richmond, Walker of Appling, and Woods.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed a resolution appointing Sterling Grimes, a notary public for the county of Greene.

They have passed the following bills :

A bill to incorporate the Trustees of Salem Academy, in Clark county.

A bill to appoint commissioners for the county Academies of Walton, Gwinnett, Hall, Habersham, and Rabun, and to incorporate the same.

A bill to be entitled an act for the relief of Thomas Crawford.

A bill to be entitled an act to separate and divorce Jacob C. Dyer, and Betsy Dyer, his wife, and to protect each of them in their respective estates.

A bill to be entitled an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches.

A bill to be entitled an act to make public a ferry across the Ocmulgee river, known by the name of Mark Patterson's ferry, in the county of Jones. And

A bill to be entitled an act to keep open, remove and prevent obstructions in little river, in the county of Hall

They have passed the following bills, which originated in Senate, to wit :—

A bill to be entitled an act to divorce and separate Katharine Harris, and John Harris, her husband.

A bill to be entitled an act to divorce and separate William Dickson and Elizabeth Dickson, his wife—and

A bill to be entitled an act to establish and regulate district elections, in the county of Camden, and to punish those who may attempt to defeat the same—and he withdrew.

The Senate took up the message and concurred in the resolution appointing Sterling Grimes a notary public, for the county of Greene—and

The several bills in said message were read the first time.

Mr. Hendy called up the resolution of yesterday requesting his Excellency the Governor to purchase a number of Clayton's Georgia Justice, for the use of the officers entitled to the same, in the counties of Dooley, Houston, Monroe, Henry, and Fayette, which was read and agreed to.

The Senate took up the bill to be entitled an act to define the line between the counties of Franklin and Jackson, and to add a part of Franklin to the county of Jackson, and the subject matter of disagreement thereon.

Resolved, that the Senate do adhere to their amendments made to said bill, and request a committee of conference.

Ordered, that Messrs. Martin, Little, and Cleveland be a committee on part of Senate.

The bill to be entitled an act to extend the quarantine laws of the city of Savannah, to the city of Darien. And

The bill to be entitled an act to alter and amend an act entitled an act to extend to all persons imprisoned for debt, the privilege of prison bounds, passed the 22d of December, 1820.

Were severally read the third time and passed.

The bill to be entitled an act to divorce and separate Rosalia Gauvain, and Michael A. Gauvain, her husband, was read the third time and

On the question, shall this bill now pass? it was determined in the affirmative—and

And the yeas and nays being required, are yeas 33, nays 8.

Those in the affirmative are,

Mesrs. Adams, Beasley, Beck, Brown, Burton, Cleveland, Coffey, Crawford, Dunham, Hardee, Harden, Hawthorn, Healy, Jackson of Early, James, Lockheart, M'Crimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Powell, Reid, Ryan, Searcy, Stevens, Socks, Swain, Walker of Richmond Walker of Appling, Wimberly, and Woods.

Those in the negative are,

Mesrs. Allen, Eberhart, Garrison, Jackson of Jefferson, Little, Martin, Mobly, and Parks.

Mr Healy from the joint committee on enrolled bills, reported as duly enrolled and signed by the speaker of the House of Representatives, the following acts :

An act for the relief of Daniel Blue, Esq.

An act to amend so much of an act entitled an act to vest the appointment of commissioners of academies, vendue-masters, notaries public, and lumber measurers, in certain persons therein mentioned, so far as relates to the election of Trustees of Greene county Academy.

An act to relieve the inhabitants of Cumberland Island and Little Satilla (or Hazzard's) neck, in the county of Camden, from working on the post road, to appoint commissioners, and to compel the persons within the limits thereof to work on private roads therein named.

An act to divorce and separate Nancy M'Culloch and Adam M'Culloch, her husband.

An act to amend an act to alter and amend an act to alter and fix on the time of holding the Superior and Inferior courts in the several judicial circuits in this state, passed the 14th Day of December, 1819, so far as respects the southern judicial-circuit; and to alter and amend an act to organize the counties of Early, Irwin, and Appling, passed the 21st day of December, 1819, so far as respects the commissioners of Early county.

An act to exempt from road duty, on certain conditions, all male slaves on the Island of St. Catharine.

An act to authorize the Justices of the Inferior court of the county of Richmond, to remit a fine incurred by James Whitlock and Robert Duke.

An act to amend an act to incorporate the town of Clinton, in the county of Jones; and for the appointment of commissioners for the better regulation and government of said town, passed 4th day of December, 1816.

An act to establish a turnpike over Ogchee causeway, and to appoint commissioners to carry the same into effect.

An act to alter and amend an act entitled an act to alter and fix on the time of holding the Superior courts in the Eastern and Ocmulgee Judicial circuits of this state, so far as respects the sitting of said courts, in the counties of Effingham, Wayne, and Wilkinson, passed the 16th day of Dec. 1821, so far as respects the county of Wayne.

An act to authorise William Terry to receive toll for the use of a bridge erected by him across Yellow river, in the county of Gwinnett.

An act to divorce and separate Aaron Osborn and Livinia Osborn (formerly Livinia Adams) his wife.

An act to establish and make permanent the ferry on the Ocmulgee river, in the county of Jasper, called and known by the name of Wm. Scott's ferry.

An act to divorce and separate Samuel Buckstiner and Ann Buckstiner, his wife.

An act for the relief of Abraham Fausett.

An act for the relief of William B. Wafford.

An act to alter and amend the thirty third section of an act entitled an act to revise and amend the judiciary system of this state, passed 16th February, 1799, so far as relates to the hours of sheriffs and constables sales.

An act for the relief of the heirs of John Hodge, deceased, and also, for the relief of Margaret Jack.

An act for the relief of John Watson, sheriff of the county of Baldwin.

An act to authorise the mayor and Aldermen of the city of Darien to establish a night guard, to fine defaulters, and to exempt citizens from patrol duty in other parts of the county.

An act to change and alter the name of William Flaridy to that of Wm. Rose.

An act to repeal an act entitled an act to amend an act entitled an act to amend and consolidate the several acts for the better regulation and government of the town of Milledgeville, passed 21st December, 1819.

An act to authorise the Justices of the Inferior court of Franklin county, or a majority of them to levy an extra tax, for the purpose of rebuilding the jail of said county.

An act to regulate the future elections for members of Congress in this state.

An act to authorise Samuel B. Shields, of the State of Alabama, to act as administrator of the estate of Benjamin Glover, deceased, so far as to dispose of the real estate of said Glover, within this state.

An act to authorise the Justices of the Inferior court in the several counties of this state to levy extraordinary taxes for county purposes.

An act entitled an act to alter and amend an act to secure to the legal proprietors of the land and landing at a place known by the name of Carter's ferry, on the Altamaha river in the county of Tatnall, the right of an established ferry, passed 22d December 1820.

Which were presented to and severally signed by the President of Senate.

Ordered, that the committee on enrollment do carry said acts to his Excellency the Governor for his revision.

The Senate took up the bill to be entitled an act to relieve certain fortunate drawers in the present land lottery now drawing—which was amended by unanimous consent, by adding the following section :

And be it further enacted by the authority aforesaid, That his Excellency the Governor, be and he is hereby authorised to cause lot No. 36, in the ninth District of the county of Dooly, to be granted to the person who has or may draw No. 46, in said district and county, the latter being a fraction, though returned as a square in place of the former, by accident or mistake.

And the bill being read the third time as amended was passed.

A message from the House of Representatives, by Mr. Turner, their clerk :

Mr. President—I am directed to inform the Senate that the House of Representatives are now ready to receive them in the Representative chamber, for the purpose of proceeding to the election of a Treasurer, Secretary of State, Comptroller-General, and Surveyor-General ; also, a Solicitor General for the western circuit, a principal keeper and three inspectors of the Penitentiary—and he withdrew.

Whereupon the Senate repaired to the Representative chamber, and being seated, both branches of the General Assembly proceeded by joint ballot to the election of a Treasurer of this State—and

On counting out the ballots it appeared that George R. Clayton was duly elected Treasurer.

They then proceeded in like manner to the election of Secretary of State—and

On counting out the ballots it appeared that Abner Hammond was duly elected.

They then proceeded in like manner to the election of a Comptroller-General—and

On counting out the ballots it appeared that James Bozeman was duly elected.

They then proceeded in like manner to the election of Surveyor-General—and

On counting out the ballots it appeared that Daniel Sturges was duly elected.

They then proceeded in like manner to the election of a Solicitor-General of the western circuit, to fill the vacancy so occasioned by the resignation of Allen Lahon, Esq.—and

On counting out the votes it appeared that Cicero Holt, Esq. was duly elected.

They then proceeded to the election of a Principal Keeper and three Inspectors of the Penitentiary—and

On counting out the ballots it appeared that Philip Cook was duly elected principal keeper, and Wm. D. Jarratt, Thompson Bird, and Edward Cary, were duly elected Inspectors of the Penitentiary.

The Senate returned to their chamber, and adjourned until 10 o'clock on Monday morning.

Monday, 17th December, 1821.

Mr. Stocks called up the report of the committee of the whole on the bill to be entitled an act to incorporate the Washington Turnpike Company, which was read and agreed to—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 25, nays 15.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackshear, Brown, Coffee, Crawford, Dunham, Harden, Hawthorn, Henly, Jackson of Early, Jackson of Jefferson, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, O'Neal, Parks, Searcy, Stevens, Stocks, Walker of Richmond, Wimberly and Woods.

Those in the negative are.

Messrs. Blackmon, Burton, Eberhart, Garrison, Hardee, James, Little, Lockheart, M'Crimmon, Mobly, Powell, Reid, Ryan, Swain, and Walker of Appling.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to compel the Judges of the Superior courts of this state to alternate, and to convene at the seat of government in this state once in each year, for the purpose of establishing uniform rules of practice throughout this state, Mr. Walker of Richmond in the chair; Mr. President resumed the chair, and Mr. Walker of Richmond, reported that they had gone through the bill with amendments.

The Senate took up the report, and Mr. Blackshear moved that the first clause of the said bill, agreed to be stricken out in committee of the whole, in the words following, be retained in the bill, to wit:

Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by the authority of the same, That from and after the next election of Judges of the Superior courts of this state, it shall be the duty of the said Judges to alternate in the circuits of this state in such a manner that no Judge shall preside in the same circuit more than once in succession, but he shall have presided in each circuit before he shall take his seat again upon any bench within the circuit in which he shall begin his sittings, except when any Judge as aforesaid shall be a party or otherwise interested in the decision of any suit which may be pending in a court where he shall be called to preside, according to the requisition of this act.

And on the question to retain the clause, it was determined in the negative.

And the yeas and nays being required, are yeas 13, nays 27.

Those in the affirmative are,

Messrs. Blackshear, Blackmon, Coffee, Crawford, Dunham, James, Little, Mitchell of Clark, Parks, Searcy, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Brown, Burton, Eberhart, Garrison, Harden, Hawthorn, Henly, Jackson of Early, Jackson of Jefferson, Lockheart, M'Crimmon, Maxwell, Mitchell of Morgan, Mitchell of Jones, Mobley, O'Neal, Powell, Reid, Ryan, Stevens, Swain, Walker of Richmond, and Walker of Appling.

The report being amended and agreed to, the bill was read the third time and passed, under the title of an act to compel the Judges of the Superior courts of this state, to convene at the seat of government in this state once in each year, for the purpose of establishing uniform rules of practice throughout this state.

The yeas and nays being required are, yeas 21, nays 20.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Blackmon, Blackshear, Dunham, Garrison, Henly, Jackson of Early, James, Little, Lockheart, Mitchell of Clark, Mitchell of Morgan, Parks, Reid, Ryan, Searcy, Stocks, Wimberly, and Woods.

Those in the negative are,

Messrs. Brown, Burton, Coffee, Crawford, Eberheart, Hardee, Harden, Hawthorn, Jackson of Jefferson, M'Crimmon, Martin, Maxwell, Mitchell of Jones, Mobley, Oneal, Powell, Stevens, Swain, Walker of Richmond, and Walker of Appling.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed the following bills :

A bill to be entitled an act to lay out a new county out of the counties of Morgan, Jasper, Walton, and Henry—and

A bill to be entitled an act to appropriate monies for the political year 1822.

They have passed the following bills from Senate :

A bill to alter and change the name of Amos Pinckney Hutto to that of Amos Pinckney Whitehead.

An act to divorce and separate Tabitha Hodges and John Hodges, her husband ; and also to divorce and separate Christiana Pugh and David Guilford Pugh, her husband—and

An act for the relief of Jonas Skinner.

And they have passed a resolution appointing Israel Tefft a Notary Public for the county of Chatham—and

A resolution in favor of Wm. Stanley—and he withdrew.

The Senate took up the message, and the resolutions therein contained were concurred in.

And the bills were severally read the first time.

The following bills were taken up, read the second time, and ordered for a third reading, viz :

A bill to be entitled an act to keep open, remove and prevent obstructions in Little river, in the county of Hall.

A bill to be entitled an act to make public a ferry across the Ocmulgee river, known by the name of Mark Patterson's ferry, in the county of Jones.

A bill to be entitled an act to incorporate the trustees of Salem academy, in Clark county.

A bill to be entitled an act for the relief of Thomas Crawford.

A bill to amend an act passed on the 16th day of May, 1821, amendatory of the forty-second section of an act, to revise and consolidate the militia laws of this state, and to repeal the cavalry laws thereof.

The following bills were taken up, read the second time, and ordered for committee of the whole, viz.

A bill to be entitled an act to raise a tax for the support of government, for the political year 1822.

A bill to appoint commissioners for the county academies of Walton, Gwinnett, Hall, Habersham, and Rabun, and to incorporate the same.

A bill to be entitled an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches.

A bill to separate and divorce Jacob C. Dyer and Betsey Dyer, his wife, and to protect each of them in their respective estates—and

A bill to be entitled an act the more effectually to quiet and protect the possession of personal property, and to prevent taking possession thereof by fraud or violence.

On motion of Mr. Harden,

Resolved. That Robert W. Pooler be and he is hereby appointed a Notary Public for the county of Chatham.

On motion of Mr. Garrison,

Resolved. That the Justices of the Inferior courts of the counties of Early, Irwin, Appling, Walton, Gwinnett, Hall, Habersham, Rabun and Telfair, be and they are hereby required to rent out the lots, numbers ten and one hundred, in their respective counties, to the highest bidder, for the ensuing year 1822, at the court-house in each county, after giving twenty days notice in one of the newspapers at Milledgeville, and at three or more public places in the county where the lots may lie: And the person or persons renting the same, shall give notes with security approved of by the said Justices or a majority of them: And that it be the duty of the said Justices to transmit the said notes to the Treasurer, within sixty days from taking the same.

And be it further resolved, That the notes so taken, shall be made payable on the 25th day of December, 1822, to his Excellency the Governor, and his successors in office; and the said Justices of the Inferior courts aforesaid be entitled, for their services, ten per cent: on the amount of notes so taken, to be paid by his Excellency the Governor when the same may be collected.

Mr. Jackson, of Early, called up the resolution to have the general plans of districts in the Surveyor-general's office on boards and in atlas form, &c. which being read—

Mr. Harden moved that contingent fund be stricken out, and that the resolution read, "out of any money in the treasury not otherwise appropriated."

Ordered, that the resolution do lie on the table.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to raise a tax for the support of government, for the political year 1822, Mr. Blackshear in the chair; Mr. President resumed the chair, and Mr. Blackshear reported that they had gone through the bill without an amendment.

Ordered that the report do lie on the table.

Mr. Reid, from the committee to whom was referred the petition of a number of the inhabitants of the county of Hall, reported:

That they have had the same under consideration, and are of opinion the petition is unreasonable, and ought not to be granted.

Which was read and agreed to,

A message from the House of Representatives, by Mr. Turner their Clerk :

Mr. President.—The House of Representatives have passed the following bills :

A bill to incorporate the Augusta Free School Society—and

A bill to legalize the plat and grant of James Cleghorn, for one thousand acres of land, lying in the county of Hall—and he withdrew.

The Senate took up the message, and the bills were read the first time.

Mr. Ryan presented a petition from James Loyless, which was read and referred to a special committee.

Ordered, that messrs. Ryan, Henly, and Crawford, be that committee

The Hon. Dennis L. Ryan, from Warren, had leave of absence, after Wednesday next, for the balance of the session.

A message from his Excellency the Governor, by his Secretary, Mr. Burch, viz :

Mr. President,

His Excellency the Governor has approved of and signed the following acts :

An act to incorporate Clinton academy, in the county of Jones.

An act to incorporate the town of Lawrenceville, in the county of Gwinnett, and to make permanent the site of the public buildings of said county.

An act to make permanent the site of the public buildings in the county of Rabun, and to incorporate the same.

An act to explain an act passed 22d December, 1820, to authorise the Justices of the Inferior court of Liberty county to levy an extra tax, for the purpose of building a jail in said county.

An act for the relief of Richard Stricklin and Robert Stapler.

An act to alter and amend so much of the thirty-second section of the Judiciary, passed the 16th Feb. 1799, as respects claims of property in the Superior and Inferior courts of this state.

An act to incorporate Hebron academy, in Jasper county.

An act to authorise the Justices of the Inferior court of Laurens county, to levy an extra tax for county purposes.

An act to incorporate Union academy, in the county of Putnam.

An act to repeal an act entitled "an act for the better regulating fences on Harris' Neck, in the county of McIntosh.

An act to regulate the rates of ferriages for the county of Early, and to secure to John Griffin, his heirs, and assigns, the right of a ferry landing across Flint river, on his own land.

An act to authorise the Inferior court of Appling county to levy an extra tax, for the purpose of building a court-house and jail in said county.

An act to add a part of the county of Henry to the county of Walton, and a part of Walton to Henry.

An act to amend an act entitled an act to appoint commissioners for the town of Ebenezer, in the county of Effingham, and to authorise the said commissioners to sell the vacant lots and garden lots of said town, for the benefit of the German Lutheran Congregation and School in that place.

An act to alter the eighth section of an act entitled "an act to alter and amend the road laws in this state," so far as respects the county of Tatnall.

An act to alter and change the names of James Aultman, Mary Aultman, Margaret Aultman, and Elizabeth Aultman, to that of James Whitton, Mary Whitton, Margaret Whitton, and Elizabeth Whitton—and

An act to amend an act entitled an act to amend the several road laws in this state, so far as respects the operation of said acts in the counties of Bryan, Liberty, M'Intosh, Glynn, Camden, and Wayne, so far as respects the county of M'Intosh.

Ordered, that the committee of enrolled bills do carry the said acts to the Secretary of State's office, and see the big seal affixed to them respectively.

The Senate adjourned until ten o'clock to-morrow morning.

Tuesday, 18th December, 1821.

On motion of Mr. Crawford,

Resolved, that on Thursday next the Senate and House of Representatives will adjourn sine die.

Ordered that the resolution do lie on the table.

On motion—

The Honorable Senators from the counties of Gwinnett, Twiggs, Liberty, Bryan, Columbia, and Rabun, have leave of absence for the balance of the session, after Thursday next.

Mr. Stevens from the joint committee on public Education and Free-Schools, made the following report :

The joint committee to whom was referred that part of the communication of his Excellency the Governor, relating to several documents received from the Governors of the State of Maryland and New Hampshire on the subject of the appropriation of the public lands by the Congress of the United States, for the purpose of education :

REPORT—

That they are deeply impressed with a sense of the importance of the subject, and venture an opinion on it with great diffidence; they, however, will present a succinct statement of their views without pretending to make a display of argument or research beyond what is furnished by the documents referred.

It is believed that no nation has produced as many testimonials of a desire for the universal diffusion of knowledge as the United States.— This has been evinced in every way, by the states individually, and by their representatives in Congress, and it is with greatful pride we can say that if the United States have not reared the temple of knowledge to an unexampled height and splendor, she has laid its foundation on a basis broad as humanity, and durable, it is hoped, as any of the works of men. A system of education having for its object the in-

struction of every individual in a great nation, was reserved as an achievement for the United States of America.

That there is in this nation a moral power that will finally accomplish this great end we most fondly hope. That it has been procrastinated by adverse circumstances is true, but it is believed that divided councils and a want of system have been the greatest impediments to this great work.

So far as a system of public instruction has taken root amongst us, it has been left to the exclusive management of the individual states; and in the present state of the science of education, we are led to think this the most eligible plan. The states have also been left to furnish the necessary funds in their own way, but an exception has been made to this in favor of the states admitted into the Union since the revolutionary war. To these the United States have made large grants of public lands, to be used by them as a perpetual fund for the purposes of public education.

Your committee will not question the policy of these large grants, nor will they question the authority of the United States to make them. But they think it may well be questioned how far these benefits should be granted exclusively to the newly admitted states.

We deem it useless to detail the many differences of opinion which have existed in the United States with regard to the title to the unappropriated lands, within the chartered limits of several of the states at the commencement of the revolutionary war. These disputes which were at one time so just a source of alarm, have been finally brought to a happy adjustment. The territory of each state is accurately defined, and it is universally conceded that the remaining country is the common property of the people of the Union. This opinion it is believed is sanctioned by justice and policy, and the people of the United States look to their unlocated territory as a mean of raising money for national purposes.

The ordinance appropriating one thirty-sixth part of the public lands of the United States, for the purpose of common schools within the district containing such land, appears to have passed as early as the year 1785. From that to the present time the plan appears to have been pursued with large additional appropriations for a similar purpose. This system having been quietly acquiesced in for a long time, would not fail to find its supporters, and accordingly we find it defended and justified by one Legislature, and a committee of the Senate of the United States by a strange argument come to a conclusion that "the lands granted to some of the new states for the purpose of education, though distinguished in common parlance by the name of donations, were in fact sales bottomed upon valuable considerations." It will be thought strange that those considerations are no other than a want of power in the state to tax the public lands, or lands sold by the United States to individuals but for a limited time; powers which having vested in the states could hardly be offered as a consideration in any kind of compact.

A more specious argument is advanced by the Legislature of New-York. They justify the measure and approve the policy of these reserves, by a supposed "increase of the value of the remaining lands in consequence of the reservation."

We have witnessed a great tide of emigration to one of the new states, and are bound to doubt whether the reserves for the purpose of education either enhanced the prices of lands or encreased the number of emigrants. On the contrary, we doubt very much the policy of public reserves of this description, and think it by no means the best mode of raising revenue for the support of common schools. But however this may be viewed, we can only consider the grants in the light of so much money appropriated, and cannot see why the older states should be excluded from the benefits thence arising. Nor can we fear the consequences of expressing this opinion. It is far from our wish to agitate any question which may have a tendency to produce parties characterised by geographical distinctions. But in this claim of justice we cannot fear any thing like an acrimonious opposition from the western states. Being clearly of opinion that we have justice on our side, and that the claim will not be abandoned by the people of the older states, we think it can never be urged at a time likely to produce less excitement than the present. Another view of this subject will strengthen the justice of our claim. Public education is rendered more difficult and expensive in proportion as a smaller population is spread over a larger surface. The settlement of the newly acquired territory tends greatly to diminish the value of our property and to tain the rank of our people. These disadvantages we cannot but feel, however we may glory in that prosperity and policy which is destined in a short time to cover a vast wilderness with the people of our country. But in the consummation of this great object we cannot willingly forego one of the greatest advantages that can arise from it—therefore

Be it resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, that each of the United States has an equal right to participate in all the advantages arising from the public lands, the common property of the Union; and that his Excellency the Governor is hereby requested to transmit to our Senators and Representatives in Congress copies of this preamble and resolution.

Which was read and agreed to.

The bill to be entitled an act to make public a ferry across the Ocmulgee river, known by the name of Mark Pattersons ferry, in the county of Jones—was amended, read the third time and passed.

The bill to be entitled an act for the relief of Thomas Crawford—was read the third time and passed.

The bill to incorporate the trustees of Salem academy, in Clark county—was read the third time and passed.

The bill to be entitled an act to amend an act passed on the 16th day of May, 1821, amendatory of the 42d section of an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws thereof—was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act the more effectually to quiet and protect the possession of personal property, and to prevent the taking possession thereof by fraud or violence; mr. Adams in the chair—mr. President resumed the chair, and mr. Adams reported that they had gone through the bill without amendment.

Ordered, that the report do lie on the table.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to separate and divorce Jacob C. Dyer, and Betsy Dyer his wife, and to protect each of them in their respective estates; Mr. Cleveland in the chair—Mr. President resumed the chair, and Mr. Cleveland reported that they had gone through the bill with an amendment.

The Senate took up the report, which was amended and agreed to—and the bill was read the third time and passed under the title of an act to separate and divorce Jacob C. Dyer, and Betsy Dyer his wife.

The yeas and nays being required, are—Yeas 28, Nays 11.

Those in the affirmative are,

Messrs. Adams, Beasley, Beck, Brown, Burton, Coffee, Dunham, Hardee, Harden, Hawthorn, Henly, Jackson of Early, James, Lockheart, McCrimmon, Maxwell, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Powell, Reid, Ryan, Searcy, Stevens, Stocks, Walker of Richmond, Wimberly, and Woods.

Those in the negative are,

Messrs. Allen, Blackmon, Blackshear, Cleveland, Crawford, Eberhart, Garrison, Little, Martin, Mobley, and Parks

The Senate resolved itself into committee of the whole on the bill to be entitled an act to appoint commissioners for the county academies of Walton, Gwinnett, Hall, Habersham, and Habun, and to incorporate the same; Mr. Hardee in the chair—Mr. President resumed the chair, and Mr. Hardee reported that they had gone through the bill with amendments,

The Senate took up the report which was amended and agreed to—

And the bill was read the third time and passed under the title of a bill to appoint commissioners for the county academies of Walton, Gwinnett, Hall, Habersham, Rabun, Warren, and Pulaski, and to incorporate the same.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches; Mr. Jackson of Early in the chair, Mr. President resumed the chair, and Mr. Jackson reported that they had gone through the bill with an amendment.

The Senate took up and agreed to the report—and the bill was read the third time and passed.

The Senate took up the report of the committee of the whole, on the bill to be entitled an act to raise a tax for the support of government for the political year 1822, which was read—and Mr. Crawford proposed the following amendment, at the end of the report.

And be it further enacted, that so much of the act as relates to taxing the capital stock of the office of Discount and Deposit of the bank of the United States, passed 19th December, 1817, be and the same is hereby repealed. And

On the question to agree, it was determined in the negative—

And the yeas and nays being required, are—yeas 16, nays 24.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Blackshear, Crawford, Dunham, Eberhart, Hardee, Harden, Hawthorn, James, Martin, Mitchell of Clark, Stevens, Walker of Richmond, and Woods.

Those in the negative are,
Messrs. Beck, Blackmon, Brown, Cleveland, Coffee, Garrison, Henry, Jackson of Early, Jackson of Jefferson, Little, Lockheart, Mr. Crimmon, Maxwell, Mitchell of Morgan, Mitchell, of Jones, Mobley, Parks, Powell, Reid, Ryan, Searcy, Stocks, Swain, and Wimberly.

The report having been gone through was agreed to, and the bill read the third time and passed.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have concurred in the resolution appointing William Y. Hansell a notary public for the county of Baldwin.

They have concurred in the resolution instructing the printing committee to contract for the printing of one hundred and fifty copies of the additional report of the committee on Finance.

They have passed the following bills which originated in the House of Representatives, to wit :

A bill to be entitled an act authorising James A. Everet and John Rawls to establish a ferry across the Ocmulgee, one landing thereof being on their own land in the county of Pulaski, and the other upon a fraction belonging to the state.

A bill to be entitled an act for the relief of Henry Hunt and Ann Fennell.

A bill to be entitled an act to provide for the temporary management and security of the public property and reserves at Fort Hawkins ;—and to establish a ferry across the Ocmulgee river. And

A bill, which originated in Senate, to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the State of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie, by the latter upon the former, and exempting the bills and notes of the banks incorporated by the General Assembly, from bearing interest when they shall be collected, acquired, purchased, or received in deposit by the bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie—with an amendment.

The Senate took up the message from the House of Representatives, and—

The amendment made by the House of Representatives to the bill from Senate, to be entitled an act to regulate the intercourse between the banks incorporated by the General Assembly of the State of Georgia and the bank of the United States and the branches thereof, &c. being read was agreed to.

And the several bills in said message were read the first time.

The bill to be entitled an act to legalize the plat and grant of James Cleghorn, for one thousand acres of land lying in the county of Hall—

and
The bill to be entitled an act to lay out a new county out of the counties of Morgan, Jasper, Walton, and Henry.

Were severally read the second time and ordered for a committee of the whole:

The bill to be entitled an act to incorporate the Augusta free school society, was read the second time and ordered for a third reading.

The bill to be entitled an act to keep open, remove, and prevent obstructions in Little river, in the county of Hall, being read the third time, and ordered to lie on the table for the present.

Mr. Blackshear from the committee on the state of the Republic, reported as follows :

The joint committee on the state of the Republic to whom it was referred to enquire into the expediency of abolishing imprisonment for debt within this state, beg leave to report :

That after considerable discussion and deliberation on the subject of this reference, they find it entrammelled with so many difficulties, and the policy of annihilating this long practised means of coercion to the payment of just debts on fraudulent or reluctant debtors, so questionable, that notwithstanding the many arguments which are suggested for the wisdom of abolishing imprisonment for debt, they deem it unadvisable now to adopt the measure ; therefore, pray to be dismissed from the further consideration of the subject.

Which was read and agreed to.

Mr. James from the select committee reported as follows :

The committee to whom was referred the petitions of Israel Eastwood and Henry Hayman, beg leave to report :

That they have examined the documents accompanying said petitions, from which it appears that they were active and dauntless supporters of the liberties of their country in the war of the revolution ; and recommend that the sum of fifty dollars, each, be appropriated for their temporary relief, and be placed in the appropriation law accordingly.

Which was read and ordered to lie on the table.

Mr. Jackson of Early called up the resolution requiring the Surveyor General to copy the plans of districts of lands between the Oconee and Ocmulgee rivers, &c. which was read and disagreed to.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to appropriate monies for the political year 1822 ; Mr. Mitchell of Clark in the chair—Mr. President resumed the chair, and Mr. Mitchell reported progress and had leave to sit again.

The Senate took up and agreed to the report.

The Senate adjourned until 10 o'clock to-morrow morning.

Wednesday, 19th December, 1822.

The Senate proceeded to reconsider the minutes of yesterday, so far as respects the bill to raise a tax for the political year 1822, and that the bill be recommitted to committee of the whole.

Mr. Ryan, from the committee to whom was referred the petition of James Loyless, reported :

The committee to whom was referred the petition of James Loyless, tax collector for the county of Warren, and the accompanying documents, beg leave to report—

That it appears from the certificate of the Comptroller-general, that the said James Loyless was collector for the years 1817, 1818, 1819, and 1820, and has never had any credit for either of the years for insolvent lists; they therefore consider the prayer of the petitioner reasonable, and recommend the adoption of the following resolution:

Resolved, That James Loyless, tax collector for the county of Warren, for the years 1817, 1818, 1819, 1820, be allowed, on final settlement with the proper department, a credit for such amount as may be recommended by a grand jury, in terms of the law, for insolvent lists for the years aforesaid.

Which was read and agreed to.

On motion—

The Hon. Senators from the counties of Oglethorpe, Jackson, M'Intosh, and Camden, had leave of absence, after to-day, for the balance of the session.

Mr. Adams called up the report of the committee of the whole on the bill to be entitled an act amendatory of the 32d section of the 11th division of the penal code of this state, which was read and agreed to.

And the bill being read the third time—

On the question, shall this bill now pass? it was determined in the negative—and

The yeas and nays being required, are yeas 17, nays 25.

Those in the affirmative are,

Messrs. Beasley, Cleveland, Coffee, Hawthorn, Healy, James, M'Crimmon, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobly, Powell, Reid, Swain, Wimberly and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beck, Blackmon, Blackshear, Brown, Burton, Crawford, Dunham, Eberhart, Garrison, Harder, Hardee, Jackson of Early, Jackson of Jefferson, Little, Lockwood, Maxwell, O'Neil, Parks, Ryan, Searcy, Stevens, Stocks, and Walker of Richmond.

The Senate again resolved itself into committee of the whole, agreeably to the reconsideration of the Journal of this morning, Mr. Stevens in the chair; Mr. President resumed the chair, and Mr. Stevens reported that they had gone through the bill and made the following amendment:

“And be it further enacted, That so much of the act as related to taxing the capital stock of the office of discount and deposit of the bank of the United States, passed the 19th December, 1817, be and the same is hereby repealed.”

The Senate took up the report, which was read and agreed to.

Whereupon the said bill was read the third time, and passed as amended.

On motion of Mr. Blackshear,

Whereas, Henry Darnell has rendered many important services to the state, by his attention to and care of the Africans seized by his Excellency Wm. Rabun, and now in the custody of this state, for which said services he has never been sufficiently compensated:

Be it therefore resolved, That the said Henry Darnell be and he is hereby authorised, in consideration of said services, to receive and

retain in his possession a certain negro girl, named Benda, one of said Africans. *Provided*, that nothing herein contained shall be so construed as to vest in the said Henry Darnell an absolute title to said negro girl, but that he shall be bound to deliver her to the Colonization Society, or to the claimant of said Africans, if his claim should be established, if required by a future Legislature.

Mr. Ryan, from the joint bank committee, laid on the table the original statements and documents exhibiting the condition of the State, Planter's, and Darien banks, which were communicated to the Senate by his Excellency the Governor, and by the Senate referred to the joint bank committee.

Ordered, that the Secretary return the statements and accompanying documents to the Executive department.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed the following bills, to wit:

A bill to appoint certain persons to rent out such fractions and islands as may be in a state fit for cultivation, lying in the counties of Dooley, Houston, Monroe, Henry, and Fayette, Appling, Early, Tel-fair and Irwin, to prevent waste and trespass on the same.

A bill to be entitled an act appropriating the fines and forfeitures arising from criminal prosecutions in the counties of Columbia and Jones, to the use and benefit of said county academies.

A bill to be entitled an act for the relief of the securities of Wm. Scott, late tax collector of the county of Camden in said state.

A bill to be entitled an act to authorise the Justices of the Inferior courts of Putnam and Jasper counties, to levy extra taxes for county purposes—and

A bill to be entitled an act to amend and explain an act passed the 12th December, 1804, entitled an act to amend an act entitled an act to carry into effect the fifth section of the fourth article of the constitution, touching the distribution of intestates' estates, declaring the manner of granting letters of administration, letters testamentary, and marriage licenses, passed the 23d December, 1789, as respects advancements to children in the lifetime of the intestate.

The Senate took up the message, and the several bills therein contained were read the first time.

On motion of Mr. Stocks,

Resolved, That a committee be appointed to adjust the accounts of the members and officers of Senate of the present session.

Ordered, that messrs. Jackson, of Early, Searcy, and Mitchell of Jones, be that committee.

The Senate resolved itself into committee of the whole on the bill to legalize the plat and grant of James Cleghorn, for one thousand acres of land, lying in the county of Hall, Mr. Allen in the chair; Mr. President resumed the chair, and Mr. Allen reported that they had gone through the bill without amendment.

Ordered that the report do lie on the table.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to lay out a new county out of the counties of

Jasper, Walton, and Henry, Mr. Maxwell in the chair; Mr. President resumed the chair, and Mr. Maxwell reported that they had gone through the bill with an amendment.

The Senate took up the report, which was read and agreed to.

The bill was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are—Yeas 28, Nays 12.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Blackmon, Cleveland, Coffee, Dunham, Eberhart, Garrison, Hardee, Harden, Hawthorn, Henly, Jackson of Early, Jackson of Jefferson, James, Little, M'Crimmon, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobly, Powell, Reid, Stocks, Swain, Walker of Richmond, and Wimberly.

Those in the negative are,

Messrs. Beck, Blackshear, Brown, Burton, Crawford, Lockheart, Martin, Maxwell, O'Neal, Searcy, Stevens, and Woods.

The bill to be entitled an act the more effectually to quiet and protect the possession of personal property, and to prevent taking possession thereof by fraud or violence, was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to appropriate money for the political year 1822, Mr. Hardee in the chair; Mr. President resumed the chair, and Mr. Hardee reported that they had gone through the bill with amendments.

Ordered, that the report do lie on the table.

The following communication was received from his Excellency the Governor by his secretary, Mr. Burch :

EXECUTIVE DEPARTMENT, GEORGIA. }
Milledgeville, 19th Dec. 1821. }

To the Hon. Senate, and

House of Representatives—

In the years 1792, 3, and 4, a portion of the militia of this state was called into service by the Governor, under the authority of the President of the United States, for the protection of the frontiers against the Indians, which service has never been, except in part, compensated or provided for, notwithstanding the subject has at different times been presented to the consideration of Congress by Senators and Representatives.

I therefore recommend the subject to your consideration, with a view to your pressing it on the general government. I do this the more readily, from the belief that I shall be able to furnish satisfactory evidence of the service being authorised by the President, which is presumed to be all that is necessary to insure its payment.

JOHN CLARK.

Which was read, and referred to the committee on the state of the Republic.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have agreed to the following reports and resolutions, to wit :

A report and resolutions on the subject of the memorial, remonstrance, and protest, adopted by the Legislature at their annual session in 1819, relative to an acquisition of territory from the Creek and Cherokee nations of Indians.

A resolution relative to the proceedings of the commissioners appointed to sell the fractional surveys in the counties of Walton, Gwinnett, Hall, Habersham, and Rabun.

A resolution relative to the fees of the Health-officer and Harbor-master of the port of Savannah—requesting Congress to sanction a law regulating their fees on tonnage, &c.

A resolution respecting claims against the Creek nation of Indians, by citizens of this state, &c.

A report and resolution on the memorial of the Mayor, Aldermen, and Common Council of the city of Washington.

A resolution in favor of James Pelot, administrator of Jesse H. Harrison, deceased.

✱ A resolution in favor of John Terrell and Daniel Davis.

A report of the committee on finance on the memorial of the managers of the Savannah poor-house and hospital society, and resolution appropriating five thousand dollars for said poor-house and hospital.

They have concurred in the report of the committee on public education and free schools, on the appropriation of public lands of the United States for the purposes of education, &c.—and

They have passed the following bills, viz :

A bill to be entitled an act to manumit and make free a negro woman named Amy, and her son Thomas.

A bill to be entitled an act to loan to the Unacoi Turnpike Company a sum of money.

A bill to be entitled an act to authorise and regulate a lottery or lotteries for the town of St. Mary's—and

A bill to be entitled an act to amend an act entitled “an act further explaining and defining the duties and powers of the Comptroller-general,” passed the 5th December, 1799, also more particularly to define and prescribe the duties of the Treasurer of this state.

To all of which they desire concurrence—and he withdrew.

The Senate took up the message from the House of Representatives, and the report of the committee on finance and resolution on the memorial of the managers of the poor-house and hospital society of the city of Savannah, being read, on motion to concur with the House of Representatives—

The yeas and nays being required, are yeas 23, nays 16.

Those in the affirmative are,

✱ Messrs. Adams, Allen, Beasley, Blackshear, Brown, Burton, Crawford, Dunham, Hardee, Harden, Hawthorn, Jackson of Early, Jackson of Jefferson, Lockheart, Maxwell, Mitchell of Clark, Mitchell of Morgan, O'Neal, Stevens, Stocks, Walker of Richmond, Wimberly, and Woods.

Those in the negative are,
Messrs. Beck, Blackmon, Cleveland, Coffee, Eberhart, Garrison,
Henly, James, M'Crimmon, Martin, Mitcheli of Jones, Mobly, Powell,
Reid, Searcy, and Swain.

There not being a constitutional majority, as required by the constitution, to appropriate money by way of donation, the resolution was disagreed to.

The several reports and resolutions in said message contained, being respectively read, were concurred in.

And the bills in said message were read the first time.

The bill to be entitled an act authorising James A. Everett and John Rawls to establish a ferry across the Ocmulgee river, one landing thereof on their own land in the county of Pulaski, and the other upon a fraction belonging to the state—and

The bill to be entitled an act to provide for the temporary management and security of the public property and reserves at Fort Hawkins, and to establish a ferry across the Ocmulgee river.

Were severally read the second time and ordered for a third reading.

The bill to be entitled an act for the relief of Henry Hunt and Ann Fennell, was read the second time and ordered for a third reading.

The bill to be entitled an act to incorporate the Augusta Free School Society, was read the third time and passed.

Mr. James called up the report of the committee on the petitions of Israel Eastwood and Henry Hayman, which was read and disagreed to.

The following communication was received from his Excellency the Governor by his Secretary, Mr. Burch, viz :

Mr. President,

His Excellency the Governor has approved of and signed the following report and resolutions, which originated in this branch of the General Assembly, to wit :

A report of the joint committee on printing, by which they contracted with messrs. Camak & Hines to print one hundred and fifty copies of a bill to amend and explain an act passed the 12th December, 1804, touching the distribution of intestates' estates, &c.; and also to print one hundred and fifty copies of the report of the joint committee on banks, together with an accompanying bill to regulate interest between the local banks of this state, and the bank of the United States or any of its branches.

A resolution appointing Allen Rawls a Notary Public for the county of Bulloch, in room of Brice Simmons, deceased—and

A resolution appointing Ezekiel M. Attaway, Samuel Johnson, and Bartlett Smith, Esqrs. commissioners of Early county.

Mr. Henly, from the joint committee on enrollment, reported, as duly enrolled and signed by the Speaker of the House of Representatives, the following acts :

An act to divorce and separate William Dickson and Elizabeth, his wife.

An act to establish a ferry on the Chatahoochee river in the county of Hall, on the Federal road, at a place known by the name of Vann's ferry.

An act to alter and amend the second section of the second article of the Constitution of the state of Georgia.

An act to repeal so much of the fifth section of an act passed on the 16th day of December, 1811, entitled an act to regulate the granting certioraries and injunctions in this state, as relates to certioraries.

An act for the establishment of two ferries on the Ocmulgee river, in the county of Jones, to be known by the name of John Sowell's and Zachariah Booth's ferries.

An act to relieve Jonas Skinner.

An act entitled an act to establish and regulate district elections in the county of Camden, and to punish those who may attempt to defeat the same.

An act for the permanent endowment of county academies, to increase the funds heretofore set apart for the encouragement and support of free schools, and for the internal improvement of the state.

An act to provide for the permanent endowment of the university, and to appropriate monies for the erection of a new collegiate edifice at Athens.

An act for the protection of the estates of orphans and amendatory and explanatory of the second section of an act passed February 18th, 1799, and an act passed 15th December, 1810, entitled an act for the more effectually securing the probate of wills, limiting the times for executors to qualify and widows to make their election, and for other purposes therein mentioned.

An act to incorporate the Mutual Insurance Company.

An act to divorce and separate Katharine Harris and John Harris, her husband.

An act to alter and change the name of Amos Pinckney Hutto to Amos Pinckney Whitehead.

An act explanatory of the fifth section of an act passed the 16th February, 1799, entitled an act to carry into effect the sixth section of the third article of the Constitution, and to amend an act entitled an act to carry into effect the sixth section of the fourth article of the Constitution, touching the distribution of intestates' estates, directing the manner of granting letters of administration, letters testamentary, and marriage licenses, and to prevent entails, and to alter the rules for construing conveyances generally.

An act to establish and make public the several ferries hereinafter mentioned.

An act for the relief of the securities of Silas Overstreet, tax collector of Tatnall county.

An act to be entitled an act to divorce and separate Tabitha Hodges and John Hodges, her husband; and also to divorce and separate Christiana Pugh and David Guilford Pugh, her husband.

Which were presented to and severally signed by the President of Senate.

Ordered, that the committee do carry said acts to his Excellency the Governor for his revision.

The Senate adjourned until ten o'clock to-morrow morning.

Thursday, 20th December, 1821.

On motion of Harden,

The Senate proceeded to reconsider the minutes of yesterday, on the report of the committee on Finance, on the memorial of the managers of the Savannah poor house and hospital society.

Ordered that the report do lie on the table.

Mr. James moved that the minutes of yesterday be reconsidered, so far as respects the application of Israel Eastwood and Henry Hayman—and that the same do lie on the table.

On motion of Mr. Cleveland,

Resolved, that his Excellency the Governor, or his successors in office, be and he is hereby authorised to allow on a final settlement with the commissioners of Tugalo river, the sum of — per day for each days attendance as commissioners on said river, on their rendering in a correct statement of the number of days attendance, the same being certified by said Board.

And be it further resolved, that the treasurer of said board be allowed the sum of — per cent. on all sums of money by him paid out as treasurer.

And be it further resolved, that the secretary of said board be allowed such sums as they may deem proper, not exceeding — per day while acting; all of which sums shall be paid out of any money that may be remaining in the hands of the treasurer of said board after the completion of the improvement of said Tugalo river, in conformity of a law passed 19th Dec. 1818.

And be it further resolved, that so soon as said work shall be completed, it shall be the duty of said commissioners to sell all property tools, and implements that may be on hand, for ready money, and return the amount of the product of the same, with any other sum or sums of money that have not been expended as above contemplated to the treasury of this state.

And be it further resolved, that it shall be the duty of the commissioners to lay before his Excellency the Governor, a full statement of their proceedings from their last semi-annual report, by him to be laid before the Legislature.

Ordered to lie on the table.

Mr. Brown from the committee on Finance reported :

On the memorial of E. Jackson, junr. relative to audited certificates held by Amasa Jackson, Arthur Harper, Brockholst, Livingston, Mathew Stewart, and Mathias Maher.

The committee on Finance beg leave to report :

That a similar memorial was laid before the Legislature at the extra session in May last, and that no evidence of a claim against the state accompanied that memorial, that same course is now pursued, no evidence of a claim against the state accompanies the memorial now before the committee on Finance. The committee conceive it to be a very extraordinary course pursued by the agents of the memorialists, and feel no disposition to pledge the state to the assumption of a debt that does not appear.

Be it therefore resolved, that whenever the agent of the memorialists, or the principals themselves do produce any evidence of a just debt due by the State of Georgia, the Legislature will do justice to the applicant.

Which report was read and agreed to.

Mr. Mitchell of Morgan, from the committee appointed to contract for the printing of one hundred and fifty copies of the reports of the committee on Finance.

The committee report that they have contracted with Messrs. Camak & Hines, at one hundred dollars. Read and agreed to.

The Senate took up the reconsideration of the journal of yesterday, on the resolution appropriating the sum of five thousand dollars to the Savannah poor-house and hospital, which was read—and

On the question to agree,

The yeas and nays being required, are, yeas 24, nays 15.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Blackmon, Brown, Burton, Crawford, Dunham, Hardee, Harden, Hawthorn, Irwin, Jackson of Early, Jackson of Jefferson, Lockheart, Maxwell, Mitchell, of Clark, Mitchell of Morgan, O'Neal, Searcy, Stevens, Stocks, Walker of Richmond, and Woods.

* Those in the negative are,

Messrs. Beck, Blackshear, Cleveland, Coffee, Eberhart, Garrison, Henly, James, Little, M'Crimmon, Martin, Mitchell of Jones, Mobley, Reid, and Swain.

There not being a majority of two-thirds, the resolution was disagreed to.

The following bills were taken up, read the second time, and ordered for a third reading, viz :

A bill to amend an act entitled an act further explaining and defining the duties and powers of the Comptroller General, passed 15th Dec. 1799.

Also, more particularly to define and prescribe the duties of the Treasurer of this state.

A bill to be entitled an act appropriating the fines and forfeitures arising from criminal prosecutions in the counties of Columbia and Jones, to the use and benefit of said county academies.

A bill to appoint certain persons to rent out such fractions and Islands as may be in a state fit for cultivation, lying in the counties of Dooly, Houston, Monroe, Henry, Fayette, Appling, Early, Telfair, and Irwin, and to prevent waste and trespass on the same. And

A bill to be entitled an act to authorise the justices of the inferior courts of Putnam and Jasper counties; to levy extra taxes for county purposes.

The following bills were read the second time and ordered for committee of the whole.

A bill to be entitled an act to loan to the Union turnpike company a sum of money.

A bill to be entitled an act to manumit and make free a negro woman named Amy and her son Thomas.

A bill to be entitled an act for the relief of the securities of War Scott, late tax collector of the county of Camden in state. And

A bill to be entitled an act to amend and explain an act passed the 12th December, 1804, entitled an act to amend an act to carry into effect the fifth section of the fourth article of the constitution, touching the distribution of intestate's estates, directing the manner of granting letters of administration, letters testamentary, and marriage licenses, passed 23d December, 1789, as respects advancements to children in the life time of the intestates.

The bill to be entitled an act authorising James A. Everett and John Rawles to establish a ferry across the Ocmulgee, one landing thereof being on their own landing, in the county of Pulaski, and the other on a fraction belonging to the state—was read the third time and passed.

The bill to be entitled an act to provide for the temporary management and security of the public property and reserves at Fort-Hawkins, and to establish a ferry across the Ocmulgee river—was read the third time and passed.

The bill to be entitled an act for the relief of Henry Hunt and Ann Fennell, was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and,

The yeas and nays being required, are yeas 50, nays 2.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Crawford, Dunbar, Eberhart, Garrison, Hardee, Harden, Hawthorn, Irwin, Jackson of Early, Jackson of Jefferson, James, Little, Lockheart, M'Crimmon, Martin, Mitchell of Clark, Mitchell of Morgan, Mitchell of Jones, Mobley, O'Neal, Reid, Walker of Richmond, and Woods.

Those in the negative are,

Messrs. Henly and Stocks.

A message from the House of Representatives by Mr. Turner their Clerk :

Mr. President—The House of Representatives have agreed to the amendments made by Senate by way of substitute, to the report of the committee on agriculture and internal improvement on the report of the commissioners of the Oconee navigation—with an amendment.

They have agreed to a committee of conference on the bill to define the line between Jackson and Franklin counties, and to add a part of Franklin to Jackson county ; and have added a committee on their part consisting of messrs. Witt, Young, Anderson and Adrian.

They have concurred in the resolution in favor of Henry Darnell.

They have concurred in the report of the joint committee on banks, with amendments.

They have passed a resolution relative to the reservations of land in favor of the Cherokee Indians.

They have agreed to the report of the committee on the petition of sundry citizens of the counties of Burke, Columbia, Warren, Jefferson, and Richmond.

They have agreed to the report of the committee on Finance, on the petition of George Salmon.

They have agreed to the amendments of Senate to the resolution in favor of Rachel Rigs.

They have agreed to the report of the committee on the state of the Republic, relative to the annexation of a part of Florida to Georgia.

They have concurred in the report of the committee on the state of the Republic, on the subject of imprisonment for debt.

They have concurred in the resolution from Senate to rent out lots number ten and one hundred, in certain counties.

They have concurred in the resolution from Senate appointing Robert W. Pooler a notary public for Chatham county.

In the resolution in favor of James Loyless, tax collector of Warren county—and

In the resolution appointing commissioners of Wilkinson county academy—and he withdrew.

The Senate took up the message, and concurred in the amendment made by the House of Representatives to the amendment of Senate to the report of the committee on Agriculture and Internal Improvement on the report of the commissioners of the Oconee navigation association.

The amendments made by the House of Representatives to the report of the bank committee—being read, were concurred in.

The resolutions relative to reservations of land in favor of Cherokee Indians, was read and concurred in.

The report on the petition of sundry citizens of Burke, Columbia, Warren, Jefferson, and Richmond—was read and concurred in.

The report of the committee on Finance on the petition of George Salmon, was read and concurred in.

The report of the committee on the state of the Republic relative to the annexation of a part of Florida to Georgia, being read was ordered to lie on the table.

Mr. Martin from the joint committee of conference reported :

The joint committee of conference on the subject matter of difference between the two branches of the Legislature, relative to the dividing line between the counties of Jackson and Franklin: Report,

(Alter the first section,)

The line dividing the counties of Franklin and Jackson shall commence where the Grove level road strikes the Hall county line, thence along said road to Malone's old store, thence a direct line to where the present Jackson county line strikes the Madison county line.

(Second section,)

Say "Malone's old store," instead of "Flat Creek."

Ordered to lie on the table.

On motion of Mr. Adams,

Resolved, That his Excellency the Governor be and he is hereby authorised and required to have published in one or more of the newspapers of this state, such laws and resolutions of the present session as he may deem expedient of a general nature.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to legalise the plat and grant of James Clegghorn, for one thousand acres of land, lying in the county of Hall— which was read and disagreed to.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to appropriate monies for the political year 1822; and the same being read by sections, Mr. Crawford moved to strike out *twenty thousand*, in the 2d section of the bill, and insert *fifteen thousand* in lieu thereof, and

On the question to agree it was determined in the negative.

And the yeas and nays being required, are yeas 11, nays 21.

Those in the affirmative are,

Messrs. Blackshear, Brown, Crawford, Dunham, Eberhart, Harden, Jackson of Jefferson, Little, Mitchell of Clark, Stocks, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Beasley, Beck, Blackmon, Cleveland, Coffey, Garrison, Hawthorn, Hendy, Irwin, Jackson of Early, James, Lockheart, M'Crimmon, Mitchell of Jones, Mobley, Reid, Searcy, Swain, and Walker of Richmond.

The report being further progressed in and amended, was ordered to lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk:

Mr. President—The House of Representatives have passed a resolution relative to two lots of land drawn by Spencer Owens, senior, of Jones county.

They have passed the following bills which originated in Senate, to wit:

A bill to be entitled an act to establish the fees of public officers of this state, on all grants that may be issued for land lately obtained from the Creek and Cherokee Nations of Indians.

A bill to be entitled an act to alter so much of an act entitled an act to regulate the general elections in this state, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts, so far as respects the counties of Burke and Habersham.

A bill to be entitled an act to alter and amend an act entitled an act to extend to all persons imprisoned for debt, the privilege of prison bounds, passed the 22d of December, 1820. And

A bill to be entitled an act to secure to the trustees of the German Lutheran Congregation, at Ebenezer, in the county of Effingham, and their successors in office, the exclusive right of a toll bridge across Ebenezer creek, for the benefit of their institution; and to repeal an act passed on the 5th day of December, 1799, entitled an act securing to John King, his heirs and assigns the exclusive right of erecting a toll bridge across Ebenezer Creek.

They have agreed to the report of the committee of conference on the subject matter of disagreement relative to the bill defining the line between the counties of Jackson and Franklin, &c.

They have passed a resolution relative to the taxes of Glynn county, for the years 1805, 6, 7, and 9.

They have passed a resolution in favor of Wm. S. Taylor, Esq. tax collector M'Intosh county.

They have passed a resolution authorising the Governor to appoint a military store-keeper.

They have agreed to the report of the committee on the Governor's communication of yesterday, relative to citizens claims for military services, in the year 1792, 1793, and 1794.

And, they have agreed to the report of the committee on the petition of Wm. Bowen, relative to certain Africans. And he withdrew.

The Senate took up the message and concurred in the resolution relating to two lots of land drawn by Spencer Owens, senr.

And in the report of the committee of conference, on the bill defining the line between the counties of Jackson and Franklin.

In the resolution relative to the taxes of Glynn county, for the years 1805, 1806, 1807 and 1809.

In the resolution in favor of Wm. S. Taylor, tax collector of McIntosh county. And

In the report of the committee on the communication of the Governor, relative to claims of citizens for military services in the years 1792, 1793, and 1794.

The resolution authorising his Excellency the Governor to employ a military for-keeper, &c. was read, and

On motion to strike out the following words:

"And be it further resolved, That his Excellency the Governor cause to be collected all the arms belonging to the state, and deposit the same in the arsenal." And

On the question to strike out, it was determined in the affirmative.

And the yeas and nays being required are, yeas 16, nays 15.

Those in the affirmative are,

Messrs. Adams, Allen, Blackshear, Brown, Coffee, Dunham, Hardee, Harden, Irwin Jackson of Early, James, Lockheart, Mitchell of Jones, O'Neal, Swain, and Walker of Richmond.

Those in the negative are,

Messrs. Beasley, Beck, Blackmon, Cleveland, Eberheart, Garrison, Hawthorn, Jackson of Jefferson, Little, M'Crimmon, Mitchell of Clark, Mobley, Searcy, Stocks, and Woods.

The resolution being read as amended was agreed to.

The report of the committee on the petition of Wm. Bowen; relative to certain Africans, was ordered to lie on the table.

The Senate adjourned until 9 o'clock to-morrow morning.

Friday, 21st December, 1821.

On motion of Mr. Jackson, of Early,
Resolved, That his Excellency the Governor be and he is hereby required to call on the agent of Indian affairs for the Creek nation and require of him that he does forthwith call on the Indians, demanding of them the surrender of those Indians concerned in the murder of John Finsley, sometime in November last, which murder is said to

have been committed in the county of Dooly, that all those concerned may be brought to justice.

Ordered to lie on the table,

Mr. Cleveland called up the resolution of yesterday, requiring the Governor to settle with and allow compensation to the commissioners and persons by them employed, of Tugalo river.

And the said resolution being again read, was ordered to lie on the table for the balance of the session.

The bill to be entitled an act to appoint certain persons to rent out such fractions and islands as may be in a state fit for cultivation, lying in the counties of Dooly, Houston, Monroe, Henry, Fayette, Appling, Early, Telfair, and Irwin, and to prevent waste and trespass on the same, was read the third time and passed.

The bill to be entitled an act to amend an act entitled "an act further explaining and defining the duties and powers of the Comptroller general," passed the 5th day of December, 1799, also more particularly to define the duties of the Treasurer of this state, was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative—and

The yeas and nays being required, are yeas 17, nays 13.

Those in the affirmative are,

Messrs. Adams, Beasley, Beck, Blackmon, Blackshear, Brown, Crawford, Eberhart, Garrison, Hardee, Harden, Hawthorn, Little, Mitchell of Clark, O'Neal, Stocks, and Woods.

Those in the negative are,

Messrs. Allen, Cleveland, Coffee, Dunham, Irwin, Jackson of Early, James, Lockheart, Mitchell of Jones, M'Crimmon, Searcy, and Swain.

The bill to be entitled an act appropriating the fines and forfeitures arising from criminal prosecutions in the counties of Columbia and Jones, to the use and benefit of said county academies, was read the third time and passed.

The bill to be entitled an act to authorise and regulate a lottery or lotteries for the town of St. Mary's, was read the third time—and

On the question, shall this bill now pass? it was determined in the negative—and

The yeas and nays being required, are yeas 13, nays 15.

Those in the affirmative are,

Messrs. Beasley, Brown, Coffee, Dunham, Eberhart, Hardee, Harden, James, Little, Mitchell of Clark, Mitchell of Jones, O'Neal, and Walker, of Richmond.

Those in the negative are,

Messrs. Adams, Allen, Beck, Blackmon, Blackshear, Cleveland, Garrison, Hawthorn, Irwin, Jackson of Early, Lockheart, M'Crimmon, Searcy, Stocks, and Swain.

The bill to be entitled an act to authorise the Justices of the Inferior courts of Putnam and Jasper counties to levy extra taxes for county purposes, was read the third time and passed.

The Senate resolved itself into committee of the whole, on the bill to be entitled an act to amend and explain an act passed the 12th December, 1804, entitled an act to amend an act to carry into effect the 5th section of the 4th article of the constitution, touching the distribution of intestate estates, directing the manner of granting letters

of administration, letters testamentary, and marriage licences, passed 23d December, 1799, as respects advancements to children in the life time of the intestate, mr. Irwin in the chair; mr. President resumed the chair, and mr. Irwin reported that they had gone through the bill without amendment.

The bill was read the third time and passed.

The Senate resolved itself into committee of the whole on the bill to be entitled an act to loan to the Unacoi Turnpike Company a sum of money, mr. Allen in the chair; mr. President resumed the chair, and mr. Allen reported no amendments.

The bill was read the third time—and

On the question, shall this bill now pass? it was determined in the affirmative.

And the yeas and nays being required, are, yeas 16, nays 12.

Those in the affirmative are,

Messrs. Adams, Allen, Beasley, Beck, Cleveland, Coffee, Dunham, Hardee, Harden, Irwin, Jackson, of Early, O'Neal, Searcy, Stocks, Walker of Richmond, and Woods.

Those in the negative are,

Messrs. Blackmon, Blackshear, Brown, Eberhart, Garrison, Hawthorn, James, Little, M'Crimmon, Mitchell of Clark, Mitchell of Jones, and Swain.

The Senate resolved itself into committee of the whole on the bill to be entitled an act for the relief of the securities of William Scott, late tax collector of the county of Camden, in said state, mr. Walker of Richmond, in the chair; mr. President resumed the chair, and mr. Walker reported no amendment.

The bill was read the third time and passed.

The Senate took up the report of the committee of the whole on the bill to be entitled an act to appropriate monies for the political year 1822, which was agreed to.

And the bill read the third time and passed as amended.

On motion of mr. Harden,

Be it unanimously resolved, That the thanks of the Senate be and is hereby tendered to the Hon. Matthew Talbot, President thereof, for the dignified and impartial discharge of his duties during the present session, with the best wishes of all the members for his future health and welfare.

The following communication was received from his Excellency the Governor by his Secretary, mr. Burch, viz :

EXECUTIVE DEPARTMENT, GEORGIA, }
Milledgeville, 21st Dec. 1821. }

To the Hon. Senate, and

House of Representatives—

The accompanying report and resolutions of the Legislature of the state of Vermont, on the subject of appropriation of public lands, by Congress, for the purposes of education, are communicated, in compliance with a request therein contained.

JOHN CLARK,

Which was read and ordered to lie on the table.

A message from the House of Representatives by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have passed a resolution authorising his Excellency the Governor to have the representative chamber so filled with convenient seats as may be most conducive to the convenience of the members, and pay for the same out of the contingent fund.

They have agreed to the report of the committee on the judiciary, to whom was referred the message of his Excellency the Governor, as relates to sundry resolutions of the Legislature of the state of Ohio.

They have agreed to the report of the committee on finance on the communication of Adam G. Saffold, Esq. Solicitor-general of the Oconee circuit.

They have passed the following bills, which originated in Senate, to wit :

A bill to be entitled an act to convey to Peter J. Williams one acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon.

A bill to authorise James G. Stallings, of the county of Columbia, to erect a mill-dam in Savannah river, from the lower shoal, called and known by the name of Stallings's shoals.

A bill to authorise Robert Cole, of Jasper county, to build a mill-dam across the Alcofauhatchie river, in said county.

A bill to amend an act passed the 16th day of May, 1821, amendatory of the 42d section of an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws thereof.

A bill to be entitled an act to relieve certain fortunate drawers in the present land lottery, now drawing.

A bill to incorporate an academy, to be known by the name of Hermon Seminary, in the county of Oglethorpe.

A bill to be entitled an act to authorise John Ardis, of Putnam county, to erect a mill-dam and lock across a sluice of the Oconee river, on the south west side, adjoining his own land—with an amendment.

A bill to be entitled an act to amend the several acts heretofore passed for the regulating the affairs of the Penitentiary.

A bill to be entitled an act to authorise the Justices of the Inferior court of Wilkinson county to levy an extra tax, for the support of the poor.

A bill to be entitled an act to alter and amend the several laws for the trial of slaves and free persons of color in this state—with amendments—and

A bill to be entitled an act to compel the Judges of the Superior courts of this state to convene at the seat of government in this state once in each year, for the purpose of establishing uniform rules of practice throughout this state—with an amendment.

The Senate took up the message, and concurred in the resolution authorising his Excellency the Governor to have the representative chamber improved with seats, &c.

They concurred in the resolution on the communication of Adam G. Saffold, Esq.

In the amendments made by the House of Representatives to the bill to be entitled an act to compel the Judges of the Superior courts

to convene at the seat of government in this state once in each year, for the purpose of establishing uniform rules of practice throughout this state.

In the amendments made by the House of Representatives to the bill to alter and amend the several laws for the trial of slaves and free persons of color in this state.

And in the amendments made by the House of Representatives to the bill to authorise John Ardis, of Putnam county, to erect a mill-dam and lock across a sluice of the Oconee river, on the south-west side, adjoining his own lands.

The Senate adjourned until three o'clock this evening.

Friday, 3 o'clock, P. M.

The Senate met pursuant to adjournment.

And the following message was received from the House of Representatives by Mr. Turner, their clerk :

Mr. President—The House of Representatives have passed a resolution relative to certain Africans.

They have passed a resolution in favor of Cleon Nally and George Wallace, of Richmond county.

They have passed a resolution in favor of John Morrison, of Washington county.

They have passed a resolution appointing a committee on their part to join such committee as may be appointed by Senate to wait on his Excellency the Governor, to know if he has any further communication to lay before the General Assembly, and inform him that the Legislature will be ready to adjourn *sine die* to-morrow.

The Senate took up the message, and concurred in the resolution in favor of Cleon Nally and George Wallace.

And in the resolution in favor of John Morrison.

They concurred in the resolution appointing a committee to wait on his Excellency the Governor, &c. and appointed a committee on their part, consisting of messrs. Walker of Richmond, Stocks, and Lockheart.

The resolution respecting certain Africans being read—

Mr. Blackshear moved to lay the resolution on the table for the balance of the session—and

On the question, it was determined in the affirmative.

And the yeas and nays being required, are yeas 16, nays 10.

Those in the affirmative are,

Messrs. Beasley, Beck, Blackmon, Blackshear, Brown, Cleveland, Berhart, Garrison, Hardee, Harden, Irwin, Lockheart, M'Crimmon, O'Neal, Searcy, and Woods.

Those in the negative are,

Messrs. Adams, Allen, Hawthorn, Jackson of Early, James, Mitchell of Clark, Mitchell of Jones, Stocks, Swain, and Walker.

Mr. Walker, from the joint committee to wait on his Excellency the Governor, reported :

The joint committee appointed to wait on his Excellency the Governor, and inform him that the General Assembly were about to adjourn sine die, and to know if he had any further communication to lay before them, have performed that duty, and received for answer from his Excellency the Governor, that he had no further communication to lay before the General Assembly.

Mr. O'Neal, from the joint committee on enrolled bills, reported as duly enrolled and signed by the speaker of the House of Representatives, the following acts, viz :

An act to regulate the intercourse between the banks incorporated by the General Assembly of the state of Georgia, and the bank of the United States and the branches thereof, so far as regards the demands which may be made for specie by the latter upon the former, and exempting the bills and notes of the banks incorporated by the General Assembly, from bearing interest when they shall be collected, acquired, purchased, or received in deposit, by the bank of the United States or the branches thereof, if the said bank or the branches thereof shall demand the same to be redeemed in specie.

An act to secure to the trustees of the German Lutheran Congregation at Ebenezer, in the county of Effingham, and their successors in office, the exclusive right of a toll bridge across Ebenezer creek, for the benefit of their institution, and to repeal an act passed on the 5th day of December, 1799, entitled an act securing to John King, his heirs and assigns, the exclusive right of erecting a toll bridge across Ebenezer creek.

An act to extend the quarantine laws of the city of Savannah to the city of Darien.

An act to incorporate the Augusta Free School Society.

An act to establish the fees of public officers of this state on all grants that may be issued for land lately obtained from the Creek and Cherokee nations of Indians.

An act to divorce and separate Rosalia Gauvain and Michael A. Gauvain, her husband.

An act to incorporate the trustees of Salem academy, in Clark county.

An act to alter and amend the several road laws in this state, so far as relates to the county of Glynn.

An act to incorporate the Washington Turnpike Company.

An act to alter so much of an act entitled an act to regulate general elections in this state, and appoint the time of the meeting of the General Assembly, so far as the same requires all elections to be held at the place of holding the Superior courts, so far as respects the counties of Burke and Habersham.

An act to alter and amend an act entitled an act to extend to all persons imprisoned for debt the privilege of prison bounds, passed the 22d December, 1820.

An act for the relief of Thomas Crawford.

An act the more effectually to quiet and protect the possession of personal property, and to prevent taking possession thereof by fraud or violence.

Which were presented to and signed by the President of Senate.

Ordered, that the committee do carry said acts to his Excellency the Governor, for his revision.

A message from the House of Representatives, by Mr. Turner, their Clerk :

Mr. President—The House of Representatives have agreed to the amendments of Senate to the following bills :

To authorise the Justices of the Inferior court of Jefferson county to levy an extra tax, for the purpose of building a jail in said county.

To raise a tax for the support of government for the political year 1822.

To separate and divorce Jacob C. Dyer and Betsy Dyer, his wife.

The bill to be entitled an act to establish a tribunal to enquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery within the city of Savannah, and to grant certificates to the same, if found properly qualified.

The bill to lay out a new county out of the counties of Morgan, Jasper, Walton, and Henry.

The bill to be entitled an act to make permanent the ferry across the Ocmulgee river, known by the name of Mark Patterson's ferry, in the county of Jones.

The bill to be entitled an act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches—and

The bill to appoint commissioners for the county academies of Walton, Gwinnett, &c. &c. and to incorporate the same.

The Senate adjourned until 7 o'clock to-morrow morning.

Saturday, 22d December, 1821.

A message from the House of Representatives by Mr. Turner their clerk.

Mr. President—The House of Representatives have concurred in the report of the printing committee to contract for printing one hundred and fifty copies of the reports of the Committee on Finance, and have concurred in the resolution authorising his Excellency the Governor, to have printed in one or more of the newspapers, the acts and resolutions of the present Legislature, of a public or general nature.

Mr. Searcy from the committee to examine the engrossed Journal of Senate of the present session, reported.

The committee appointed to examine the engrossed Journal of Senate, report :—

That they have examined the same, up to the 18th instant, and find that the journal is correctly and neatly engrossed.

Mr. Oneal from the joint committee, on enrolled bills, reported, as duly enrolled and signed by the Speaker of the House of Representatives, the following acts, to wit :

An act to authorise John Ardis, of Putnam county, to erect a mill dam and lock across a sluice of the Oconee river, on the south west

side, adjoining his own lands ; and to allow Dawson & Amis and Thomas Ligon of Greene time to put locks in their mill dams in said river.

An act to relieve certain fortunate drawers in the present land lottery now drawing.

An act to alter and amend the several laws for the trial of slaves, and free persons of colour in this state.

An act to incorporate an academy to be known by the name of Hermon Seminary, in the county of Oglethorpe.

An act to convey to Peter J. Williams an acre of ground on the bank of the Oconee river, for the purpose of erecting a mill thereon.

An act to amend the several acts heretofore passed, for the regulating the affairs of the Penitentiary.

An act to authorise the justices of the Inferior court of Wilkinson county to levy an extra tax, for the support of the poor.

An act to authorise James G. Stallings, of the county of Columbia, to erect a mill dam in Savannah river, from the lower shoal, called and known by the name of Stallings's shoals.

An act to appropriate monies for the political year 1822.

An act to define the line between the counties of Fracklin and Jackson, and to add a part of Franklin to the county of Jackson.

An act to authorise the Justices of the Inferior courts of Putnam and Jasper counties to levy extra taxes, for county purposes.

An act to loan to the Unicoi Turnpike Company a sum of money.

An act for the relief of the securities of Wm. Scott, late tax collector of the county of Camden.

An act to authorise R. Cole of the county of Jasper, to build a mill dam to extend not more than half way across the Acofauhatchie river, at the shoals called and known by the name of the high shoals on said river.

An act to compel the Judges of the Superior courts of this state to convene at the seat of Government in this state, once in each year, for the purpose of establishing uniform rules of practice throughout the state.

An act to amend an act passed on the 16th day of May, 1821, amendatory of the forty-second section of an act to revise and consolidate the militia laws of this state, and to repeal the cavalry laws thereof.

An act to organize the counties of Dooly, Houston, Monroe, Henry, and Fayette, to add a part of Henry to the county of Fayette, and to establish an additional circuit, to be called the Flint circuit ; and in the mean time to attach the Southern, Ocmulgee, and Western circuits.

An act to be entitled an act to amend an act entitled an act further explaining and defining the duties and powers of the Comptroller General, passed 5th December, 1799 ; also, more particularly to define and prescribe the duties of the Treasurer of this state.

An act to appoint certain persons to rent out such fractions and Islands as may be in a state fit for cultivation, in the counties of Dooley, Houston, Monroe, Fayette, Appling, Early, Telfair, and Irwin, and to prevent waste and trespass on the same.

An act appropriating the fines and forfeitures arising from criminal prosecutions in the counties of Columbia and Jones, to the use and benefit of said county academies.

An act to be entitled an act to amend and explain an act passed the 12th December, 1804, entitled an act to amend an act entitled an act to carry into effect the sixth section of the fourth article of the constitution touching the distribution of intestate's estates, directing the manner of granting letters of administration, letters testamentary, and marriage licenses, passed 23d December, 1799, as respects advancements to children in the life time of the intestate.

An act to prevent obstructions to the passage of fish in the Ocmulgee river and its branches.

An act to lay out a new county out of the counties of Morgan, Jasper, Walton, and Henry.

An act to establish a tribunal to enquire into the qualifications of persons claiming to practice medicine, surgery, and midwifery within the city of Savannah, and to grant certificates to the same if found qualified.

An act to establish a ferry across the Ocmulgee river, known by the name of Mark Patterson's ferry.

An act to separate and divorce Jacob C. Dyer and Betsy Dyer, his wife.

An act for the relief of Henry Hunt, and Ann Fennell.

An act authorising James A. Everett and John Rawles to establish a ferry across the Ocmulgee river, one landing thereof being on their own land in the county of Pulaski, and the other on a fraction belonging to the state.

An act to provide for the temporary management and security of the public property and reserves at Fort Hawkins, and to establish a ferry across the Ocmulgee river.

An act to authorise the Justices of the Inferior court of Jefferson county to levy an extra tax, for the purpose of building a jail in said county.

An act to raise a tax for the support of Government for the political year 1822.

An act to appoint commissioners for the county academies of Walton, Gwinnett, Hall, Habersham, Rabun, Warren, and Pulaski, and to incorporate the same.

Which were presented to and severally signed by the President of Senate.

Ordered that the committee on enrollment carry said acts to his Excellency the Governor for his revision.

A message from the House of Representatives by Mr. Turner, their Clerk:

Mr. President—I am directed to inform the Senate that the House of Representatives are now ready to adjourn sine die.

Mr. Jackson of Early presented a warrant on the treasury for the pay of the members and officers of Senate, which was signed by the President of Senate.

On motion of Mr. Mitchell of Clark,

Resolved, that the Secretary inform the House of Representatives that the Senate are now ready to adjourn sine die.

Whereupon the President adjourned the Senate without a day.

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B.

BILLS OF SENATE—

- To alter 2d sec. 2d art. constitution, n 4, c 13, 1r, 21, 2r 21, 27, 29, 38, 39, *passed*.
- To dispose of fractions in Walton, Gwinnett, Hall, Habersham, and Rabun, 2r, 41, 46, 56, 69, 123, *lost*.

BILLS OF SENATE--CONTINUED.

- To establish a board of public works, n 11, 1r, 13, 2r, 16, 24, 26, 31, *lost in committee*—36, *recommitted*.
- To divide the county of Early, n 11, 1r, 20, 2r, 21, 27, 3r, 50, *lost*.
- To alter 7 sec. 1 art. constitution, n 12.
- Concerning Nancy McCulloch, n 12 c 14, 1r, 78, 2r, 81, 3r, 107, *passed*.
- To establish fees on grants, c, 12, 1r, 15, 2r, 17, 20, 22, 3r, 27, *passed*.
- Extra tax of Liberty county, n 12, 1r, 16, 2r, 17, 3r, 20, *passed*.
- Line between Walton & Henry, n 12, c, 17, 1r, 21, 2r, 21, 3r, 27, *passed*.
- Divorce, William and Eliz. Dickson, n 12, 1r, 18, 2r, 20, 3r, 22 *passed*.
- Force and effect of judgments, n 12, c 23.
- Head rights and bounty warrants, n 12, 2r, 20, 3r, 22, *passed*.
- Claims of property, n 13, c 17, 1r, 24, 2r, 29, 43, 3r, 56 *passed*.
- Incorporate Union Academy, n 13, c 17, 1r, 26, 2r, 29, 3r, 32, *passed*.
- Incorporate Clinton Academy, n 14, c 17, 1r, 20, 2r, 22, 3r, 27, *passed*.
- Change the names of certain persons, n 15, 1r, 18, 22, *passed*.
- To amend the road laws as respects M'Intosh county, n 18, 1r, 23, 2r, 26, 3r, 29, *passed*.
- To amend the road laws as respects Tatnall county, n 18, 1r, 23, 2r, 26, 3r, 29 *passed*.
- Relief of Stricklin and Stapler, 1r, 18, 2r, 20, 22 3r, 32, 33, *substitute adopted and passed*.
- Road duty on St. Catharine, n 18, 1r, 26, 2r, 19, 3r, 32, *passed*.
- Extra tax, Appling county, n 18, 1r, 21, 2r, 21, 3r, 26, *passed*.
- Trial of Slaves, &c. n 19, c 23, 1r, 34, 2r, 37, 50, 3r, 54, *passed*.
- To incorporate Laurensville, n 19, c 26, 1r, 28, 2r, 29, 3r, 32, *passed*.
- To incorporate Hebron Academy, n 19, c 24, 1r, 25, 2r, 29, 3r, 32, *passed*.
- To compel the Judges of the superior courts to meet at the seat of Government, n 20, 1r, 124, 3r, 126, *amended* 134, 135 *passed*.
- To divorce Nancy and Adam McCulloch, n 20, c 23, 1r, 23, 2r, 26, 3r, 42, *passed*.
- General Elections, c 21, c 23, 1r, 28, 2r, 32, 3r, 43, *lost*, 45 *reconsidered*, 36, *recommitted*, 3r, 105, *passed*.
- To divorce Lucinda and R. G. Hatcher, n 23, c 25, 1r, 29, 2r, 32, 3r, 42, *passed*.

BILLS OF SENATE—CONTINUED.

- To secure a toll bridge to the Ebenezer Congregation, 1r 23, 2r, 26, 3r, 116, *passed*.
- Commissioners for the town of Ebenezer, 1r, 24, 2r, 26, 3r, 29, *passed*.
- To regulate Taverns, n 24, c 28, 1r, 34, 2r, 37, 43.
- To divide Appling county, 1r, 24, 2r, 29, 3r 43, *lost*.
- Ferry on Chattahouchie at Vann's, n 25, c 30, 1r, 35, 2r, 37, 3r, 47, *passed*.
- Hunting deer in the night, n 25, 1r, 30, 2r, 32, 34, 3r, 37 *passed*, 38 *reconsidered*, 72 *passed*.
- To secure a ferry to Ica Atkins, n 25, 1r, 34, 2r, 37, 50, 3r, 54 *passed*.
- To amend the act organizing Early, Irwin, and Appling, n 27, c 30.
- Commissioners of Early county, n 27, 1r, 51, 2r, 53, 3r, 55 *passed*.
- Extra tax, Laurens, n 28, 1r, 28, 2r, 32, 3r, 34 *passed*.
- Ogeeche Turnpike, n 28, 1r, 38, 2r, 41, 3r, 50 *passed*.
- Extra tax, Wilkinson, 1r, 30, 2r, 34, 3r, 73, *passed*.
- Post road on Little St. Illa Neck, n 24, 1r, 35, 2r, 40, 3r, 42 *passed*.
- Securities of S. Overstreet, 1r, 33, 2r, 34, 3r, 42.
- Fractional surveys in Early, Irwin, Appling, and Telfair, n 25, c 38.
- Divorce A. and L. Osborn, n 35, 1r, 38, 2r, 41, 3r, 46 *passed*.
- Public building in Rabun, n 35, c 36, 1r, 49, 2r, 53, 3r, 55 *passed*.
- Admission of evidence, n 38, c 41, 1r, 50, 2r, 53, 56.
- Divorce K. and J. Harris, n 40, c 44, 1r, 49, 2r, 53, 3r, 55 *passed*.
- District elections in Camden, n 41, 1r, 51, 2r, 55, 3r, 67 *passed*.
- Estray law, amend, n 41, c 54, 1r, 60, 2r, 65, 3r, 69 *lost*.
- To legalize bonds taken by sheriffs, n 41.
- Health officer and harbor master of Savannah, n 44, 1r, 45, 2r, 49, 3r, 53 *passed*.
- To convey to P. J. Williams an acre of ground, 1r, 49, 2r, 53, 55, 69, 70 *passed*.
- Relief of Jonas Shinner, 1r, 51, 2r, 54, 3r, 67 *passed*.
- Add part of M'Intosh to Liberty, 1r, 52, 67 *lost*.
- Fences on Harris' Neck, 1r, 52, 2r, 55.
- Authorise J. G. Stalling to build a mill-dam, 1r, 49, 2r, 53, 3r, 60 *passed*.
- Amend 8th section 1st article constitution, n 54, 2r, 65.
- Duties of Executors, Administrators, and Guardians, n 54.
- Organize new counties, 1r, 59, 2r, 65, 71, 84, 3r, 86 *passed*.
- Divorce Tabitha and John Hodges, 1r, 71, 2r, 73, 3r, 82 *passed*.
- Bastard Children, n 74, c 80, 1r, 89, 2r, 101, 116.
- To regulate the penitentiary, 1r, 75, 2r, 79, 3r, 81 *passed*.
- Robert Coles Bridge, 1r, 76, 2r, 79, 3r, 83 *passed*.

Additional powers to Inferior Courts, 1r, 77, 2r, 81, 86, *lost*.
 Interchange U. S. and State Banks. 85 *recommitted*, 99 *reported again*, 2r, 103 112, 116 *proceedings thereon to* 118 *passed*.
 John Ardis' mill dam, 1r, 90, 2r, 101, 108, 3r, 112 *passed*.
 Militia Laws, 1r, 98, 2r, 106, 3r, 107, *passed*.
 Inspector of Cavalry, 1r, 98, 2r, 103, 112 3r, 122 *lost*.
 Change the name of A. P. Hutto, 1r, 105, 2r, 114, 3r, 116 *passed*.
 Cattle in Habersham and Rabun, 1r, 105, 2r, 114, 116 *lost*.
 Relief of fortunate drawers in land lottery, 1r, 114, 2r, 116, 3r, 122 *passed*, 129 *reconsidered*, 133 *passed*.
 Incorporate Hermon Seminary, 1r, 115, 2r, 123, 3r, 127 *passed*.
 Prison Bounds, 1r, 119, 2r, 127, 3r, 131 *passed*.

BILLS FROM THE HOUSE OF REPRESENTATIVES.

Head rights and bounty warrants, 1r, 30, 2r, 32, 35, 37, 67, 71 *passed*.
 Inferior court of Montgomery county, commissioners of public buildings, 1r, 30, 2r, 32, 3r, 34 *passed*.
 Lien on buildings in Augusta, 1r, 35, 2r, 37, 3r, 44 *passed*.
 Court of Oyer and Terminer of Savannah, 1r, 35, 2r, 37, 3r, 43 *passed*.
 Lands obtained from Indians, at Indian Springs, 1r, 36, 2r, 42, 3r, 47 *lost*, 48 *reconsidered*, 57 *passed*.
 Extra taxes in the several counties, 1r, 36, 2r, 41, 47, 3r, 57 *passed*, 58 *reconsidered*, 68 *passed*.
 Concerning Darien, 1r, 36, 2r, 42, 3r, 50 *passed*.
 Extra tax, Jefferson county, 1r, 36, 2r, 41, 80 *passed*.
 Relief of the citizens, Scriven county, 1r, 44, 2r, 45, 3r, 49 *passed*.
 Incorporate Monroe, in Walton county, 1r, 44, 2r, 46, 3r, 49 *passed*.
 Incorporate Gainesville, in Hall, 1r, 44, 2r, 46, 3r, 49 *passed*.
 Change the name of P. McCay, 1r, 44, 2r, 46, 3r, 49 *passed*.
 Eleazer Adam's Ferry, 1r, 51, 2r, 52, 3r, 55 *passed*.
 Salary to Mayor of Savannah, 1r, 51, 2r, 52, 3r, 55 *passed*.
 Rents in Darien, 1r, 51, 2r, 53, 3r, 55 *passed*.
 Fees of public officers, 1r, 51, 2r, 53, 67 69, 91, 92, &c. to 57 *passed*, *report of committee of conference on* 125.
 Incorporate Glynn county Academy, 1r, 54, 2r, 60, 3r, 66 *passed*.
 Relief of R. Cummins, and Inferior court of Twiggs, 1r, 54, 2r, 59, 3r, 66 *passed*.
 Incorporate Mallorysville Academy, 1r, 54, 2r, 59, 3r, 66 *passed*.
 Securities of Thomas L. Edwards, 1r, 54, 2r, 59, 3r, 66 *passed*.

BILLS FROM H. OF REPRESENTATIVES—CONTINUED.

- Henry Drummond, a pilot in Darien, 1r, 54, 2r, 59, 3r, 66
passed.
- Partition of lots fraudulently drawn, 1r, 54, 2r, 59, 3r, 66
passed.
- Divorce Samuel and John Buckstiner, 1r, 54, 2r, 65, 3r, 68
passed, 70 reconsidered, 83 passed.
- Authorise D. Adams to keep open a sluice in his mill-dam,
1r, 60, 2r, 65.
- Duties of commissioners of Washington, 1r, 60, 2r, 65, 3r
passed.
- Endowment of University, 1r, 68, 2r, 70, 3r, 121 *passed.*
Do County Academies, 1r, 103, 2r, 114, 3r, 121
passed.
- Indulgence to purchasers of university lands, 1r, 68, 2r, 70,
3r, 74 *passed.*
- Incorporate Clinton, 1r, 72, 2r, 78, 3r, 80 *passed.*
- Relief of Wm. B. Wafford, 1r, 75, 2r, 79, 3r, 83 *passed.*
- Road laws as regards Glynn, 1r, 75, 2r, 79, 3r, 83 *passed.*
- Night guard in Darien, 1r, 75, 2r, 79, 3r, 83 *passed.*
- Change the name of Wm. Flarity, 1r, 76, 2r, 79, 83, 99
substitute proposed and adopted.
- To add part of Franklin to Jefferson, 1r, 76, 83 *passed.*
- Relief of Abraham Fausett, 1r, 76, 2r, 79 *passed.*
- Sowell's and Booth's ferry, 1r, 76, 2r, 79, 3r, 83 *passed.*
- Samuel B. Shields, of Alabama, 1r, 76, 2r, 79, 3r, 83 *passed.*
- Amend section 11 of division penal code, 1r, 79, 2r, 81,
122, 127, *lost—reconsidered—144 lost.*
- Sheriff's and constables sales, 1r, 79, 2r, 81.
- Relief of John Watson, 1r, 79, 2r, 81, 3r, 89, 107 *passed.*
- Relief of Danl. Blue, 1r, 79, 2r, 81, 3r, 89 *passed.*
- Fine incurred by R. Duke and J. Whitlock, 1r, 79, 2r, 81,
3r, 89 *passed.*
- Concerning Milledgeville, 1r, 79, 2r, 81, 86, 3r, 99 *passed.*
- Terry's bridge on Yellow river, 1r, 84, 2r, 101, *substitute
proposed and passed.*
- Carter's ferry, in Early, 1r, 84, 2r, 101, 3r, 103 *passed.*
- Relief of John Hodge, 1r, 85, 2r, 101, 3r, 107 *passed.*
- Georgia Mutual Insurance Company, 1r, 85, 2r, 107, 121.
- Concerning cemeteries, 1r, 91, 2r, 101, 107, 3r, 123 *passed.*
- Practice of medicine, &c. in Savannah, 1r, 91, 2r, 101, 122,
3r, 127 *passed.*
- Estates of orphans, 1r, 91, 2r, 101, 3r, 122 *passed.*
- Distribution of intestates' estates, 1r, 91, 2r, 101, 3r, 122
passed.
- Elections of Members of Congress, 1r, 102, 2r, 109, 3r, 114
passed.
- Extra tax, Franklin county, 1r, 102, 2r, 109, 3r, 114 *passed.*
- Cargill's and Wises ferries, 1r, 102, 2r, 108
- Scott's do 1r, 102, 2r, 109, 3r, 114 *passed.*
- Trustees Greene county Academy, 1r, 102, 2r, 109, 3r, 114
passed.

BILLS FROM H. OF REPRESENTATIVES—CONTINUED

- incorporate Washington turnpike company, 1r, 116, 2r, 1.
127, 134 *passed*.
Extend quarantine laws of Savannah to Darien, 1r, 120,
126 3r, 130 *passed*.
Divorce R. and M. A. Gauvain, 1r, 123, 2r, 126, 3r, 131 *pas*
Tax bill, 1r, 126, 2r, 136, 136, 141 143, 144 *passed*
Protect possession of personal property, 1r, 126, 2r, 136, 1
3r, 146.
Salem Academy, 1r, 130, 2r, 135, 3r, 140 *passed*.
Commissioners of Academies in Walton, Gwinnett, Hall, &
Habersham, 1r, 130, 2r, 136, 3r, 141 *passed*.
Relief of Thomas Crawford, 1r, 139, 140 *passed*.
Divorce J. C. and B. Dyer, 1r, 130, 2r, 136, 3r, 140 *passed*
Obstructions in Ocmulgee, 1r, 130, 2r, 136, 3r, 141 *passed*
M. Patterson's ferry, 1r, 130, 2r, 135, 3r, 140 *passed*.
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Incorporate Augusta Free-School Society, 1r, 137, 2r, 14
3r, 143 *passed*.
Grant to James Cleghorn, 1r, 137, 2r, 142, 145, 153 *lost*.
Rau's and Everett's ferry, 1r, 142, 2r, 148, 3r, 152 *passed*
Relief of Henry Hunt and A. Fennell, 1r, 142, 2r, 148, 3
152 *passed*.
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Fines in Columbia and Jones, 1r, 145, 2r, 151.
Relief of securities of Wm. Scott, 1r, 145, 2r, 151, 3r, 1.
passed.
Extra tax, Putnam and Jasper, 1r, 145, 2r, 151, 3r, 156.
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Lucinda and R. S. Hatcher	43
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